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109TH CONGRESS } HOUSE OF REPRESENTATIVES { REPORT
1st Session } { 109–94

PROVIDING FOR CONSIDERATION OF H.R. 2419, MAKING APPROPRIATIONS FOR ENERGY AND WATER DEVELOPMENT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2006, AND FOR OTHER PURPOSES

MAY 23, 2005.—Referred to the House Calendar and ordered to be printed

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Mr. LINCOLN DIAZ-BALART, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. 291]

The Committee on Rules, having had under consideration House Resolution 291, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 2419, a bill making appropriations for energy and water development for the fiscal year ending September 30, 2006, and for other purposes, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill.

Under the rules of the House the bill shall be read for amendment by paragraph. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution. The rule authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill includes a waiver of clause 4(c) of rule XIII (requiring the three day availability of printed hearings and reports on general appropriation bills), because at the time the Committee on Rules reported the rule for consideration of the bill printed hearings had not yet been made available by the Committee on Committee.

The waiver of clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill) against provisions in the bill is necessary, because there are numerous unauthorized appropriations and legislative provisions bill.

COMMITTEE VOTES

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

Rules Committee record vote No. 60

Date: May 23, 2005.

Measure: H.R. 2419, a bill making appropriations for energy and water development for the fiscal year ending September 30, 2006, and for other purposes.

Motion By: Mrs. Slaughter.

Summary of Motion: To make in order and provide the appropriate waivers for the amendment offered by Representative Schwartz, which increases funding for the Department of Energy by $250 million in fiscal year 2006 to accelerate the research, development, demonstration, and deployment of new energy technologies. The increase in funding would be offset by reducing the tax cuts provided in the Economic Growth and Tax Relief Reconciliation Act of 2001 and the Jobs and Growth Relief Reconciliation Act of 2003 by .78 percent for taxpayers with a calendar year 2006 adjusted gross income in excess of $1 million.

Results: Defeated 4 to 6.

Vote by Members: Diaz-Balart—Nay; Putnam—Nay; Capito—Nay; Bishop—Nay; Gingrey—Nay; Slaughter—Yea; McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Dreier—Nay.

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