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So (two-thirds having voted in favor thereof) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### PERSONAL EXPLANATION

Ms. SLAUGHTER. Mr. Speaker, I was unable to be present for rollcall votes 227 and 228. Had I been present, I would have voted "yea" on rollcall votes 227 and 228.

#### PERSONAL EXPLANATION

Mr. BURTON of Indiana. Mr. Speaker, for personal reasons I had to return to my District in Indiana and I was therefore unable to be on the House Floor for rollcall votes 223, 224, 225, 226, 227, and 228.

Had I been here I would have voted "aye" for rollcall vote 223, "no" for rollcall vote 224, "aye" for rollcall vote 225, "aye" for rollcall vote 226, "aye" for rollcall vote 227, and "aye" for rollcall vote 228.

#### PERSONAL EXPLANATION

Mr. COLLINS. Mr. Speaker, I was not present for rollcall vote 227, on Motion to Instruct Conferees on Transportation Equity Act: A Legacy for Users (H.R. 3550); rollcall vote 228, condemning the crackdown on democracy protesters in Tiananmen Square, Beijing, in the People's Republic of China on the 15th anniversary of that tragic massacre (H. Res. 655).

Had I been present, I would have voted "yea" for rollcall votes 227 and 228.

#### MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Ms. Wanda Evans, one of his secretaries.

#### APPOINTMENT OF CONFEREES ON H.R. 3550, TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees:

From the Committee on Transportation and Infrastructure, for consideration of the House bill (except title IX) and the Senate amendment (except title V), and modifications committed to conference: Messrs. YOUNG of Alaska, PETRI, BOEHLERT, COBLE, DUNCAN, MICA, HOEKSTRA, EHLERS, BACHUS, LATOURETTE, GARY G. MILLER of California, REHBERG, BEAUPREZ, OBERSTAR, RAHALL, LIPINSKI, DEFazio, COSTELLO, Ms. NORTON, Mr. NADLER, Mr. MENENDEZ, Ms. CORRINE BROWN of Florida, Mr. FILNER, and Ms. EDDIE BERNICE JOHNSON of Texas.

From the Committee on the Budget, for consideration of sections 8001-8003 of the House bill, and title VI of the Senate amendment, and modifications committed to conference: Messrs. NUSSLE, SHAYS, and SPRATT.

From the Committee on Education and the Workforce, for consideration of sections 1602 and 3030 of the House bill, and sections 1306, 3013, 3032, and 4632 of the Senate amendment, and modifications committed to conference: Mr. BALLENGER, Mrs. BIGGERT, and Mr. GEORGE MILLER of California.

From the Committee on Energy and Commerce, for consideration of provisions of the House bill and Senate amendment relating to Clean Air Act provisions of transportation planning contained in section 6001 of the House bill, and sections 3005 and 3006 of the Senate amendment; and sections 1202, 1824, 1828, and 5203 of the House bill, and sections 1501, 1511, 1522, 1610-1619, 3016, 3023, 4108, 4151, 4152, 4155-4159, 4162, 4172, 4173, 4424, 4481, 4482, 4484, 4662, 8001, and 8002 of the Senate amendment, and modifications committed to conference: Messrs. BARTON of Texas, PICKERING and DINGELL.

From the Committee on Government Reform, for consideration of section 1802 of the Senate amendment, and modifications committed to conference: Messrs. TOM DAVIS of Virginia, SCHROCK, and WAXMAN.

From the Committee on the Judiciary, for consideration of sections 1105, 1207, 1602, 1812, 2011, 3023, 4105, 4108, 4201, 4202, 4204, 5209, 5501, 6001, 6002, 7012, 7019-7022, and 7024 of the House bill, and sections 1512, 1513, 1802, 3006, 3022, 3030, 4104, 4110, 4174, 4226, 4231, 4234, 4265, 4307, 4308, 4315, 4424, 4432, 4440-4442, 4445, 4447, 4462, 4463, 4633, and 4661 of the Senate amendment, and modifications committed to conference: Messrs. SENSENBRENNER, SMITH of Texas, and CONYERS.

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From the Committee on Resources, for consideration of sections 1117, 3021, 6002, and 6003 of the House bill, and sections 1501, 1502, 1505, 1511, 1514, 1601, 1603, 3041, and 4521 through 4528 of the Senate amendment, and modifications committed to conference: Messrs. POMBO, GIBBONS and KIND.

From the Committee on Rules, for consideration of sections 8004 and 8005 of the House bill, and modifications committed to conference: Messrs. DREIER, SESSIONS and FROST.

From the Committee on Science, for consideration of sections 2001, 3013, 3015, 3034, 4112, and Title V of the House bill, and Title II, sections 3014, 3015, 3037, 4102, 4104, 4237, and 4461 of the Senate amendment, and modifications committed to conference: Messrs. GILCHREST, NEUGEBAUER and GORDON.

From the Committee on Ways and Means, for consideration of Title IX of the House bill, and Title V of the Senate amendment, and modifications committed to conference: Messrs. THOMAS, MCCRERY and RANGEL.

For consideration of the House bill and Senate amendment, and modifications committed to conference: Mr. DELAY.

There was no objection.

#### RESIGNATION AS MEMBER OF COMMITTEE ON AGRICULTURE

The SPEAKER pro tempore (Mr. OSE) laid before the House the following resignation as a member of the Committee on Agriculture:

U.S. CONGRESS,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, June 3, 2004.

Hon. DENNIS HASTERT,  
Speaker of the House, House of Representatives,  
The Capitol, Washington, DC.

DEAR MR. SPEAKER: Effective today, June 3rd, 2004, I hereby resign from the Committee on Agriculture.

Sincerely,

MIKE THOMPSON,  
Member of Congress.

The SPEAKER pro tempore. Without objection, the resignation is accepted. There was no objection.

#### ELECTION OF MEMBER TO COMMITTEE ON AGRICULTURE

Mr. MENENDEZ. Mr. Speaker, by direction of the Democratic Caucus, I call up a privileged resolution (H. Res. 661) and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. Res. 661

*Resolved*, That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

COMMITTEE ON AGRICULTURE: Ms. Herseth (to rank immediately after Mr. Marshall).

The resolution was agreed to.

A motion to reconsider was laid on the table.

#### LEGISLATIVE PROGRAM

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

Mr. HOYER. Mr. Speaker, I take this time for the purpose of asking the majority leader about the schedule for the week to come.

I yield to my friend, the majority leader, the gentleman from Texas (Mr. DELAY).

Mr. DELAY. Mr. Speaker, I thank the distinguished gentleman from Maryland for yielding to me.

Mr. Speaker, the House will convene on Tuesday at 12:30 p.m. for morning hour and 2 p.m. for legislative business. We will consider several measures under suspension of the rules. A final list of those bills will be sent to Members' offices by the end of this week. Any votes called on these measures will be rolled until 6:30 p.m.

On Wednesday and the balance of the week, we plan to consider several bills that respond to the urgent demand for national action on energy policy: The Arctic Coastal Plain Domestic Security and Abandoned Mine Lands Reclamation Reform Act, The Renewable Energy Project Siting Improvement Act, The Energy Policy Act, The Energy Science Act and The U.S. Refinery Revitalization Act.

I thank the gentleman for yielding and would be happy to answer any questions.

Mr. HOYER. I thank my friend for that information.

First, if I can ask the leader, there are not bill numbers on the energy packages to which the gentleman referred. Have these bills been introduced, are there going to be hearings held on them, have hearings been held on them, will they be considered by committee? Can the gentleman fill us in on some of that information?

Mr. DELAY. Mr. Speaker, the bills are being worked on as we speak. We anticipate many of them being introduced today, if not today, tomorrow. Most of the bills have already been considered or voted on in the past on energy policies. We do not anticipate the need for any committee action on many of these bills. Some of them are suspension-type bills, and we anticipate bringing some on suspension calendar and then others by rule.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information.

Let me clarify: Have some of these bills passed in perhaps the larger energy bill? Is that what the gentleman is saying?

Mr. DELAY. That is correct.

Mr. HOYER. So the gentleman is taking segments out of that bill to put in separate pieces of legislation?

Mr. DELAY. Mr. Speaker, if the gentleman will yield further, we are taking some of the bills and issues out of the House-passed energy bill that did not find their way into the conference report that is pending before the Senate that the House has already passed. So the major piece of legislation, the Energy Policy Act of 2004, is a restatement of the energy conference report that is pending in the Senate, the ANWR AML bill. There are amendments against ANWR that have failed, but we have had votes on ANWR in this House in the debate on the energy bill leaving the House. The U.S. refinery revitalization bill is a bill that we anticipate being on suspension. The ANWR AML bill will be under rule.

Mr. HOYER. All right, that is the Arctic Coastal Plan Domestic Energy Security and Abandoned Mine Lands Reclamation Reform Act?

Mr. DELAY. That is correct. That is what we call the ANWR AML bill.

Mr. HOYER. I thank the gentleman.

The gentleman anticipates some of these may be introduced today. When would Members be able to have copies of these bills to review, and have these bills been reviewed by the minority on the committees of jurisdiction?

Mr. DELAY. Mr. Speaker, I am not privy to the work done by the relevant committees, the most relevant committees, the Committee on Resources and the Committee on Energy and Commerce, as to what they have done or not done with the minority, but as far as the gentleman's question on when Members will be able to see those bills, obviously, as soon as they are introduced, they will be available.

Mr. HOYER. I thank the gentleman for that information. Hopefully we will have an opportunity so that our Members, certainly on the committees of jurisdiction on the minority side, will have an opportunity to review them and advise our side of the aisle at least their views on those, in light of the fact they are not going to be considered in committee and some will be on suspension. Others will go to the Committee on Rules?

Mr. DELAY. If the gentleman will yield further, that is correct.

Mr. HOYER. I thank the gentleman for that information.

The FSC bill, there has been a lot of talk about the FSC bill. Can the leader tell me when we might anticipate a FSC bill being on the floor or being marked up in committee?

Mr. DELAY. If the gentleman will yield further, as we are doing this colloquy, the Speaker is contemplating how we can accommodate the ranking member of the Committee on Ways and Means who is going with the Speaker over the weekend for the D-Day celebration. I think we have at least tentatively worked out a schedule whereby the Committee on Ways and Means could do their markup on Wednesday or Thursday and have the bill on the floor the first of the week following.

Mr. HOYER. I thank the leader. I want to, on behalf of the gentleman from New York (Mr. RANGEL), state our appreciation for that consideration. It is my understanding the gentleman is going to Normandy with the Speaker and they will not return until approximately 5 or so Tuesday afternoon, so that meeting at 6 o'clock would have been difficult. We appreciate the consideration that has been given.

Mr. DELAY. If the gentleman will yield further, I might also add that the jobs bill contemplated by the chairman will probably be introduced by tomorrow. So Members will have at least over the weekend a chance to look at the bill before the markup of the committee.

Mr. HOYER. You say the jobs bill; the American Jobs Creation Act?

Mr. DELAY. That is correct. Some people refer to that as FSC.

Mr. HOYER. I see what the gentleman is saying. It is one and the same.

Where are those jobs, Mr. Leader?

Mr. DELAY. They are all in that bill, thousands upon thousands of them.

Mr. HOYER. Actually, I meant are they overseas or here in America?

Mr. DELAY. We are bringing them home, Mr. Whip.

Mr. HOYER. I presume that will be part of our debate, Mr. Leader.

Mr. Leader, lastly, the budget enforcement bill, is that going to be on the calendar at any time soon?

Mr. DELAY. As the gentleman knows, in March the Committee on the Budget passed a bill that would extend statutory pay-as-you-go rules on new mandatory spending to ensure that new programs are offset by spending

reductions. In addition, the bill would institute statutory spending caps on statutory programs. Now that the House has passed the budget resolution conference report, we look forward to quick consideration of this bill.

We have a very busy schedule planned for next week. We had planned on bringing this bill up next week and still may do so. But we may not be able to consider this bill next week; and, therefore, we most probably would schedule it for the following week.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information. As the gentleman knows, I am sure both sides of the aisle feel that is a critical piece of legislation, in light of the deficits that are confronting us, as to how we can get those under control. I know there are differences of opinion on that, but I know on our side of the aisle we believe that that is a very important step for us to take in light of the budget deficits.

Lastly, Mr. Leader, if I can ask the leader, it was I think tentatively believed that we would be meeting next Friday. In light of the accommodation on the FSC or jobs bill, would Members be correct in thinking that Friday of next week may not be a legislative day?

Mr. DELAY. If the gentleman will yield further, that is very difficult to say. We do have a very ambitious schedule for next week. It could very likely take Friday to complete that schedule. However, we are going to work as hard as we can to get our work done as soon as we can; and, if we can get our work done, we may not have to work on Friday. But I would warn the Members that it is very possible that we would have to be here on Friday.

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Mr. HOYER. Mr. Speaker, I thank the leader for his information.

#### DISPENSING WITH CALENDAR WEDNESDAY BUSINESS ON WEDNESDAY NEXT

Mr. DELAY. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday next.

The SPEAKER pro tempore (Mr. OSE). Is there objection to the request of the gentleman from Texas?

There was no objection.

#### ADDITIONAL TEMPORARY EXTENSION OF AUTHORIZATION OF PROGRAMS UNDER SMALL BUSINESS ACT AND SMALL BUSINESS INVESTMENT ACT OF 1958

Mr. MANZULLO. Mr. Speaker, I ask unanimous consent that the Committee on Small Business be discharged from further consideration of the bill (H.R. 4478), to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act