

The committee amendment in the nature of a substitute, as amended, was agreed to.

The CHAIRMAN pro tempore. Under the rule, the Committee rises.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. THORNBERRY) having assumed the chair, Mr. LATHAM, Chairman pro tempore of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 2028) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts inferior to the Supreme Court over certain cases and controversies regarding the Pledge of Allegiance, pursuant to House Resolution 781, he reported the bill back to the House with an amendment adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

Is a separate vote demanded on the amendment to the committee amendment in the nature of a substitute adopted by the Committee of the Whole? If not, the question is on the committee amendment in the nature of a substitute.

The committee amendment in the nature of a substitute was agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

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

Mr. SENSENBRENNER. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, this 15-minute vote on passage of H.R. 2028 will be followed by a 5-minute vote on the motion to suspend the rules and pass H.R. 1057.

The vote was taken by electronic device, and there were—yeas 247, nays 173, not voting 13, as follows:

[Roll No. 467]

YEAS—247

Aderholt	Boyd	Cole
Akin	Bradley (NH)	Collins
Alexander	Brady (TX)	Costello
Bachus	Brown (SC)	Cox
Baker	Brown-Waite,	Cramer
Ballenger	Ginny	Crane
Barrett (SC)	Burgess	Crenshaw
Bartlett (MD)	Burns	Cubin
Barton (TX)	Burr	Culberson
Bass	Burton (IN)	Cunningham
Beauprez	Buyer	Davis (TN)
Berry	Calvert	Davis, Jo Ann
Bilirakis	Camp	Davis, Tom
Bishop (UT)	Cantor	Deal (GA)
Blackburn	Capito	DeLay
Blunt	Carson (OK)	DeMint
Boehlert	Carter	Diaz-Balart, L.
Boehner	Castle	Diaz-Balart, M.
Bonilla	Chabot	Doolittle
Bono	Chandler	Dreier
Boozman	Chocola	Duncan
Boswell	Clyburn	Dunn
Boucher	Coble	Edwards

Ehlers	Kirk	Renzi
Emerson	Kline	Reynolds
English	Knollenberg	Rogers (AL)
Etheridge	LaHood	Rogers (KY)
Everett	Lampson	Rogers (MI)
Feeney	Latham	Ros-Lehtinen
Ferguson	LaTourette	Ross
Flake	Leach	Royce
Foley	Lewis (CA)	Ryan (OH)
Forbes	Lewis (KY)	Ryan (WI)
Ford	Linder	Ryun (KS)
Fossella	Lipinski	Sandin
Franks (AZ)	LoBiondo	Saxton
Frelinghuysen	Lucas (OK)	Schrock
Gallegly	Manzullo	Sensenbrenner
Garrett (NJ)	Marshall	Sessions
Gerlach	Matheson	Shadegg
Gibbons	McCotter	Shaw
Gillmor	McCrery	Sherwood
Gingrey	McHugh	Shimkus
Goode	McInnis	Shuster
Goodlatte	McIntyre	Simmons
Gordon	McKeon	Simpson
Granger	Mica	Skelton
Green (WI)	Miller (MI)	Smith (MI)
Greenwood	Miller, Gary	Smith (NJ)
Gutknecht	Mollohan	Smith (TX)
Hall	Moran (KS)	Souder
Harris	Murphy	Stearns
Hart	Musgrave	Stenholm
Hastings (WA)	Myrick	Sullivan
Hayes	Nethercutt	Sweeney
Hayworth	Neugebauer	Tancredo
Hefley	Ney	Tanner
Hensarling	Northup	Taylor (MS)
Herger	Norwood	Taylor (NC)
Herseth	Nunes	Terry
Hobson	Nussle	Thomas
Hoekstra	Osborne	Thornberry
Holden	Otter	Tiahrt
Hostettler	Oxley	Tiberi
Houghton	Paul	Toomey
Hulshof	Pearce	Turner (OH)
Hunter	Pence	Turner (TX)
Hyde	Peterson (MN)	Upton
Isakson	Peterson (PA)	Walden (OR)
Issa	Petri	Walsh
Istook	Pickering	Wamp
Jenkins	Pitts	Weldon (FL)
John	Platts	Weldon (PA)
Johnson (CT)	Pombo	Weller
Johnson (IL)	Porter	Whitfield
Johnson, Sam	Portman	Wicker
Jones (NC)	Pryce (OH)	Wilson (NM)
Keller	Putnam	Wilson (SC)
Kelly	Radanovich	Wolf
Kennedy (MN)	Rahall	Wynn
King (IA)	Ramstad	Young (AK)
King (NY)	Regula	Young (FL)
Kingston	Rehberg	

NAYS—173

Abercrombie	Deutsch	Johnson, E. B.
Ackerman	Dicks	Jones (OH)
Allen	Dingell	Kanjorski
Andrews	Doggett	Kaptur
Baca	Dooley (CA)	Kennedy (RI)
Baird	Doyle	Kildee
Baldwin	Emanuel	Kilpatrick
Becerra	Engel	Kind
Bell	Eshoo	Kolbe
Berkley	Evans	Kucinich
Berman	Farr	Langevin
Biggert	Fattah	Lantos
Bishop (NY)	Filner	Larsen (WA)
Blumenauer	Frank (MA)	Larson (CT)
Brady (PA)	Frost	Lee
Brown (OH)	Gephardt	Levin
Brown, Corrine	Gilchrest	Lewis (GA)
Butterfield	Gonzalez	Lofgren
Capps	Green (TX)	Lowey
Capuano	Grijalva	Lynch
Cardin	Gutierrez	Majette
Cardoza	Harman	Maloney
Carson (IN)	Hastings (FL)	Markey
Case	Hill	Matsui
Clay	Hinchey	McCarthy (MO)
Conyers	Hinojosa	McCarthy (NY)
Cooper	Hoeffel	McCollum
Crowley	Holt	McDermott
Cummings	Honda	McGovern
Davis (AL)	Hooley (OR)	McNulty
Davis (CA)	Hoyer	Meehan
Davis (FL)	Inslee	Meek (FL)
Davis (IL)	Israel	Meeks (NY)
DeFazio	Jackson (IL)	Menendez
DeGette	Jackson-Lee	Michaud
Delahunt	(TX)	Millender-
DeLauro	Jefferson	McDonald

Miller (NC)	Reyes	Spratt
Miller, George	Rodriguez	Stark
Moore	Rohrabacher	Strickland
Moran (VA)	Rothman	Stupak
Murtha	Roybal-Allard	Tauscher
Nadler	Ruppersberger	Thompson (CA)
Napolitano	Rush	Tierney
Neal (MA)	Sabo	Towns
Oberstar	Sánchez, Linda	Udall (CO)
Obey	T.	Udall (NM)
Oliver	Sanchez, Loretta	Van Hollen
Ortiz	Sanders	Velázquez
Ose	Schakowsky	Visclosky
Owens	Schiff	Waters
Pallone	Scott (GA)	Watson
Pascarell	Scott (VA)	Watt
Pastor	Serrano	Waxman
Payne	Shays	Weiner
Pelosi	Sherman	Wexler
Pomeroy	Slaughter	Woolsey
Price (NC)	Snyder	Wu
Rangel	Solis	

NOT VOTING—13

Bishop (GA)	Klecza	Tauzin
Bonner	Lucas (KY)	Thompson (MS)
Cannon	Miller (FL)	Vitter
Goss	Quinn	
Graves	Smith (WA)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. THORNBERRY) (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1420

Messrs. REYES, BUTTERFIELD, CUMMINGS, ROHRBACHER, and GUTIERREZ changed their vote from “yea” to “nay.”

So the bill was passed.

The result of the vote was announced as above recorded.

The title of the bill was amended so as to read: “A bill to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance.”.

A motion to reconsider was laid on the table.

#### THE ADOPTION TAX RELIEF GUARANTEE ACT

The SPEAKER pro tempore (Mr. LATHAM). The unfinished business is the question of suspending the rules and passing the bill, H.R. 1057.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Michigan (Mr. CAMP) that the House suspend the rules and pass the bill, H.R. 1057, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 414, nays 0, not voting 19, as follows:

[Roll No. 468]

YEAS—414

Abercrombie	Barrett (SC)	Bishop (UT)
Ackerman	Bartlett (MD)	Blackburn
Aderholt	Barton (TX)	Blumenauer
Akin	Bass	Blunt
Alexander	Beauprez	Boehlert
Allen	Becerra	Boehner
Andrews	Bell	Bonilla
Baca	Berkley	Bono
Bachus	Berman	Boozman
Baird	Berry	Boswell
Baker	Biggert	Boucher
Baldwin	Bilirakis	Boyd
Ballenger	Bishop (NY)	Bradley (NH)

Brady (PA) Gillmor  
 Brady (TX) Gingrey  
 Brown (OH) Gonzalez  
 Brown (SC) Goode  
 Brown, Corrine Goodlatte  
 Brown-Waite, Gordon  
 Ginny Granger  
 Burgess Green (TX)  
 Burns Green (WI)  
 Burr Greenwood  
 Burton (IN) Grijalva  
 Butterfield Gutierrez  
 Buyer Gutknecht  
 Calvert Hall  
 Camp Harman  
 Cantor Harris  
 Capito Hart  
 Capps Hastings (FL)  
 Capuano Hastings (WA)  
 Cardin Hayes  
 Cardoza Hayworth  
 Carson (IN) Hefley  
 Carson (OK) Hensarling  
 Carter Herger  
 Case Herseth  
 Castle Hill  
 Chabot Hinchey  
 Chandler Hinojosa  
 Chocola Hobson  
 Clay Hoeffel  
 Clyburn Hoekstra  
 Coble Holden  
 Cole Holt  
 Collins Honda  
 Conyers Hooley (OR)  
 Cooper Hostettler  
 Costello Houghton  
 Cox Hoyer  
 Cramer Hulshof  
 Crane Hunter  
 Crenshaw Hyde  
 Crowley Inslee  
 Cubin Isakson  
 Culberson Israel  
 Cummings Issa  
 Cunningham Istook  
 Davis (AL) Jackson (IL)  
 Davis (CA) Jackson-Lee  
 Davis (FL) (TX)  
 Davis (IL) Jefferson  
 Davis (TN) Jenkins  
 Davis, Jo Ann John  
 Davis, Tom Johnson (CT)  
 DeFazio Johnson (IL)  
 DeGette Johnson, E. B.  
 Delahunt Johnson, Sam  
 DeLauro Jones (NC)  
 DeLay Jones (OH)  
 DeMint Kanjorski  
 Deutsch Kaptur  
 Diaz-Balart, L. Keller  
 Diaz-Balart, M. Kelly  
 Dicks Kennedy (MN)  
 Dingell Kennedy (RI)  
 Doggett Kildee  
 Dooley (CA) Kilpatrick  
 Doolittle Kind  
 Doyle King (IA)  
 Dreier King (NY)  
 Duncan Kingston  
 Dunn Kirk  
 Edwards Kline  
 Ehlers Knollenberg  
 Emanuel Kolbe  
 Emerson Kucinich  
 Engel LaHood  
 Eshoo Lampson  
 Etheridge Langevin  
 Evans Lantos  
 Everett Larsen (WA)  
 Farr Larson (CT)  
 Fattah Latham  
 Feeney LaTourette  
 Ferguson Leach  
 Filner Lee  
 Flake Levin  
 Foley Lewis (CA)  
 Forbes Lewis (GA)  
 Ford Lewis (KY)  
 Fossella Linder  
 Frank (MA) Lipinski  
 Franks (AZ) LoBiondo  
 Frelinghuysen Lofgren  
 Frost Lowey  
 Gallegly Lucas (OK)  
 Garrett (NJ) Lynch  
 Gerlach Majette  
 Gibbons Maloney  
 Gilchrest Manzullo

Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (MO)  
 McCarthy (NY)  
 McCollum  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHugh  
 McInnis  
 McIntyre  
 McKeon  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Menendez  
 Mica  
 Michaud  
 Millender-McDonald  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mollohan  
 Moore  
 Moran (KS)  
 Moran (VA)  
 Murphy  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Nethercutt  
 Neugebauer  
 Ney  
 Northup  
 Norwood  
 Nunes  
 Nussle  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Osborne  
 Ose  
 Otter  
 Owens  
 Oxley  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pelosi  
 Pence  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Pombo  
 Pomeroy  
 Porter  
 Portman  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rohrabacher  
 Ros-Lehtinen  
 Ross  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppelberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Ryun (KS)

Sabo  
 Sánchez, Linda T.  
 Sanchez, Loretta  
 Sanders  
 Sandlin  
 Saxton  
 Schakowsky  
 Schiff  
 Schrock  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Shadegg  
 Shaw  
 Shays  
 Sherman  
 Sherwood  
 Shimkus  
 Shuster  
 Simmons  
 Simpson  
 Skelton  
 Slaughter  
 Smith (MI)  
 Smith (NJ)

Smith (TX)  
 Snyder  
 Solis  
 Souder  
 Spratt  
 Stark  
 Stearns  
 Stenholm  
 Strickland  
 Stupak  
 Sullivan  
 Sweeney  
 Tancredo  
 Tanner  
 Tauscher  
 Taylor (MS)  
 Taylor (NC)  
 Terry  
 Thomas  
 Thompson (CA)  
 Thornberry  
 Tiberi  
 Tierney  
 Toomey  
 Towns  
 Turner (OH)  
 Turner (TX)  
 Udall (CO)

Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walden (OR)  
 Walsh  
 Wamp  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Weldon (FL)  
 Weller  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Young (AK)  
 Young (FL)

## NOT VOTING—19

Bishop (GA)  
 Bonner  
 Cannon  
 Deal (GA)  
 English  
 Gephardt  
 Goss

Graves  
 Kleczka  
 Lucas (KY)  
 Miller (FL)  
 Quinn  
 Rogers (MI)  
 Smith (WA)  
 Tauzin  
 Thompson (MS)  
 Tiahrt  
 Vitter  
 Weldon (PA)

□ 1432

So (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. TIAHRT. Mr. Speaker, on rollcall No. 468 I was inadvertently delayed. Had I been here I would have voted "yea."

#### CONFERENCE REPORT ON H.R. 1308, WORKING FAMILIES TAX RELIEF ACT OF 2004

Mr. THOMAS submitted the following conference report and statement on the bill (H.R. 1308) to amend the Internal Revenue Code of 1986 to end certain abusive tax practices, to provide tax relief and simplification, and for other purposes:

##### CONFERENCE REPORT (H. REPT. 108-696)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the amendment of the Senate to the bill (H.R. 1308) to amend the Internal Revenue Code of 1986 to end certain abusive tax practices, to provide tax relief and simplification, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendments of the House to the amendments of the Senate to the text of the bill and agree to the same with an amendment as follows:

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

##### SECTION 1. SHORT TITLE; AMENDMENT OF 1986 CODE; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the "Working Families Tax Relief Act of 2004".

(b) *AMENDMENT OF 1986 CODE.*—Except as otherwise expressly provided, whenever in this Act

an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) *TABLE OF CONTENTS.*—The table of contents for this Act is as follows:

Sec. 1. *Short title; amendment of 1986 Code; table of contents.*

##### TITLE I—EXTENSION OF FAMILY TAX PROVISIONS

Sec. 101. *Repeal of scheduled reductions in child tax credit, marriage penalty relief, and 10-percent rate bracket.*

Sec. 102. *Acceleration of increase in refundability of the child tax credit.*

Sec. 103. *1-year extension of minimum tax relief to individuals.*

Sec. 104. *Earned income includes combat pay.*

Sec. 105. *Application of EGTRRA sunset to this title.*

##### TITLE II—UNIFORM DEFINITION OF CHILD

Sec. 201. *Uniform definition of child, etc.*

Sec. 202. *Modifications of definition of head of household.*

Sec. 203. *Modifications of dependent care credit.*

Sec. 204. *Modifications of child tax credit.*

Sec. 205. *Modifications of earned income credit.*

Sec. 206. *Modifications of deduction for personal exemption for dependents.*

Sec. 207. *Technical and conforming amendments.*

Sec. 208. *Effective date.*

##### TITLE III—EXTENSIONS OF CERTAIN EXPIRING PROVISIONS

Sec. 301. *Research credit.*

Sec. 302. *Parity in the application of certain limits to mental health benefits.*

Sec. 303. *Work opportunity credit and welfare-to-work credit.*

Sec. 304. *Qualified zone academy bonds.*

Sec. 305. *Cover over of tax on distilled spirits.*

Sec. 306. *Deduction for corporate donations of scientific property and computer technology.*

Sec. 307. *Deduction for certain expenses of school teachers.*

Sec. 308. *Expensing of environmental remediation costs.*

Sec. 309. *Certain New York Liberty Zone benefits.*

Sec. 310. *Tax incentives for investment in the District of Columbia.*

Sec. 311. *Disclosure of tax information to facilitate combined employment tax reporting.*

Sec. 312. *Allowance of nonrefundable personal credits against regular and minimum tax liability.*

Sec. 313. *Credit for electricity produced from certain renewable resources.*

Sec. 314. *Taxable income limit on percentage depletion for oil and natural gas produced from marginal properties.*

Sec. 315. *Indian employment tax credit.*

Sec. 316. *Accelerated depreciation for business property on Indian reservation.*

Sec. 317. *Disclosure of return information relating to student loans.*

Sec. 318. *Elimination of phaseout of credit for qualified electric vehicles for 2004 and 2005.*

Sec. 319. *Elimination of phaseout for deduction for clean-fuel vehicle property for 2004 and 2005.*

Sec. 320. *Disclosures relating to terrorist activities.*

Sec. 321. *Joint review of strategic plans and budget for the Internal Revenue Service.*

Sec. 322. *Availability of medical savings accounts.*

##### TITLE IV—TAX TECHNICAL CORRECTIONS

Sec. 401. *Amendments related to Medicare Prescription Drug, Improvement, and Modernization Act of 2003.*