

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)
Olver	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, ROHRABACHER, 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 Hoeft
 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
 Olver
 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.*