Israel Miller (NC) Saxton Miller, Gary Schakowsky Issa Miller, George Istook Schiff Jackson (IL) Mollohan Schrock Jackson-Lee Moore Scott (VA) Moran (KS) (TX) Sensenbrenner Jefferson Moran (VA) Serrano Jenkins Murphy Sessions John Murtha Shadegg Johnson (CT) Musgrave Shaw Johnson (IL) Myrick Shays Johnson, E. B. Nadler Sherman Johnson, Sam Napolitano Sherwood Jones (NC) Nethercutt Shimkus Jones (OH) Neugebauer Shuster Kanjorski Ney Simmons Kaptur Northup Simpson Keller Nunes Skelton Kelly Nussle Smith (MI) Kennedy (MN) Oberstar Smith (NJ) Kennedy (RI) Obev Smith (TX) Kildee Olver Smith (WA) Ortiz Kind King (IA) Snyder Osborne Solis King (NY Ose Souder Kingston Otter Spratt Kirk Owens Stark Oxley Kline Stearns Knollenberg Pallone Stenholm Kolbe Pascrell Strickland Kucinich Pastor LaHood Payne Stupak Sullivan Lampson Pearce Langevin Pelosi Sweeney Lantos Pence Tancredo Larsen (WA) Peterson (MN) Tanner Larson (CT) Peterson (PA) Tauscher Latham Petri Taylor (MS) LaTourette Pickering Taylor (NC) Leach Pitts Terry Lee Platts Thomas Levin Pombo Thompson (CA) Lewis (CA) Pomeroy Thompson (MS) Lewis (GA) Porter Thornberry Lewis (KY) Portman Tia.hrt. Linder Price (NC) Tiberi Lipinski Prvce (OH) Tierney LoBiondo Putnam Toomey Lofgren Quinn Turner (OH) Radanovich Lowey Turner (TX) Lucas (KY) Rahall Udall (CO) Lucas (OK) Ramstad Udall (NM) Lynch Rangel Upton Malonev Regula Van Hollen Manzullo Rehberg Velázquez Markey Renzi Visclosky Marshall Reyes Vitter Matheson Reynolds Walden (OR) Matsui Rodriguez Walsh McCarthy (MO) Rogers (AL) Wamp McCarthy (NY) Rogers (KY) Waters McCollum Rogers (MI) Watson McCotter Rohrabacher Watt McCrery Ros-Lehtinen Waxman McDermott Ross Weiner McGovern Rothman Weldon (FL) McHugh Roybal-Allard Weldon (PA) McInnisRoyce McIntyre Ruppersberger Weller Wexler McKeon Rush Ryan (OH) Whitfield McNulty Meehan Ryan (WI) Wicker Wilson (NM) Meek (FL) Ryun (KS) Wilson (SC) Meeks (NY) Sabo Menendez Sánchez, Linda Wolf

NOT VOTING-17

Sanchez, Loretta

Woolsey

Young (AK)

Wu

Wynn

Kleczka Boehlert Paul Scott (GA) Cox Majette Filner Millender Slaughter Gephardt McDonald Tauzin Greenwood Neal (MA) Towns Kilpatrick Norwood Young (FL)

T.

Sanders

Sandlin

Mica.

Michaud

Miller (FL)

Miller (MI)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. LATHAM) (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1143

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Mr. Speaker, on rollcall Vote No. 503, I was in my Congressional District on official business. Had I been present, I would have voted "yea."

RESEARCH REVIEW ACT OF 2004

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 5213, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Florida (Mr. BILIRAKIS) that the House suspend the rules and pass the bill, H.R. 5213, as amended, 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 418, nays 0, not voting 14, as follows:

[Roll No. 504]

YEAS-418

Abercrombie Cardin Etheridge Ackerman Cardoza Evans Everett Aderholt Carson (IN) Akin Carson (OK) Farr Alexander Carter Fattah Allen Feeney Case Andrews Castle Ferguson Ba.ca. Chabot Flake Bachus Chandler Foley Baird Chocola. Forbes Baker Clay Ford Baldwin Clyburn Fossella Ballenger Coble Frank (MA) Barrett (SC) Franks (AZ) Cole Collins Frelinghuysen Bartlett (MD) Conyers Barton (TX) Frost Gallegly Bass Cooper Beauprez Costello Garrett (NJ) Becerra Cox Gerlach Gibbons Bell Cramer Berkley Crane Crenshaw Gilchrest Berman Gillmor Berry Crowley Gingrey Biggert Cubin Gonzalez Bilirakis Culberson Goode Bishop (GA) Cummings Goodlatte Bishop (NY) Cunningham Gordon Bishop (UT) Davis (AL) Granger Blackburn Davis (CA) Graves Blumenauer Davis (FL) Green (TX) Blunt Green (WI) Davis (IL) Boehner Davis (TN) Grijalva Bonilla. Davis, Jo Ann Gutierrez Davis, Tom Bonner Gutknecht Deal (GA) Bono Hall Boozman DeFazio Harman DeGette Boswell Harris Boucher Delahunt Hastings (FL) Boyd DeLauro Bradley (NH) Hastings (WA) DeLav Brady (PA) DeMint Hayes Brady (TX) Deutsch Hayworth Brown (OH) Diaz-Balart, L. Hefley Brown (SC) Diaz-Balart, M. Hensarling Brown, Corrine Dicks Herger Brown-Waite, Dingell Herseth Hill Ginny Doggett Dooley (CA) Hinchev Burgess Burns Doolittle Hinojosa Hobson Burr Doyle Burton (IN) Dreier Hoeffel Butterfield Duncan Hoekstra Dunn Holden Buyer Edwards Calvert Holt Camp Ehlers Honda Cannon Emanuel Hooley (OR) Hostettler Cantor Emerson Capito Engel Houghton Capps English Hoyer Hulshof Capuano Eshoo

Miller (FL) Saxton Miller (MI) Schakowsky Inslee Miller (NC) Schiff Isakson Miller, Gary Miller, George Schrock Israel Scott (GA) Mollohan Issa Scott (VA) Istook Moore Sensenbrenner Moran (KS) Jackson (IL) Serrano Jackson-Lee Moran (VA) Sessions (TX) Murphy Shadegg Jefferson Murtha Shaw Jenkins Musgrave Shavs John Myrick Sherman Johnson (CT) Nådler Sherwood Johnson (IL) Napolitano Shimkus Johnson, E. B Nethercutt Shuster Johnson, Sam Neugebauer Simmons Jones (NC) Ney Northup Simpson Jones (OH) Skelton Kanjorski Nunes Smith (MI) Kantur Nussle Smith (NJ) Oberstar Keller Smith (TX) Kelly Obey Smith (WA) Kennedy (MN) Olver Snyder Kennedy (RI) Ortiz Solis Kildee Osborne Souder Kind Ose Spratt King (IA) Otter Stark King (NY) Owens Stearns Oxlev Kingston Stenholm Kirk Pallone Kline Pascrel1 Strickland Stupak Knollenberg Pastor Sullivan Kolbe Payne Kucinich Pearce Sweenev Pelosi Tancredo LaHood Lampson Pence Tanner Peterson (MN) Langevin Tauscher Lantos Peterson (PA) Taylor (MS) Larsen (WA) Taylor (NC) Larson (CT) Pickering Terry Latham Pitts Thomas LaTourette Platts Thompson (CA) Leach Pombo Thompson (MS) Lee Pomeroy Thornberry Levin Porter Tiahrt. Lewis (CA) Portman Tiberi Lewis (GA) Price (NC) Tierney Lewis (KY) Pryce (OH) Toomey Linder Putnam Turner (OH) Lipinski Quinn Turner (TX) LoBiondo Radanovich Udall (CO) Lofgren Rahall Udall (NM) Lowey Ramstad Upton Lucas (KY) Rangel Van Hollen Lucas (OK) Regula Velázquez Lynch Rehberg Visclosky Maloney Renzi Vitter Manzullo Reves Walden (OR) Reynolds Markey Walsh Marshall Rodriguez Wamp Matheson Rogers (AL) Waters Matsui Rogers (KY) Watson McCarthy (MO) Rogers (MI) Watt McCarthy (NY) Rohrabacher Waxman McCollum Ros-Lehtinen Weiner McCotter Ross Weldon (FL) McCrery Rothman McDermott Roybal-Allard Weldon (PA) Weller McGovern Royce Wexler McHugh Ruppersberger Whitfield McInnis Rush Rvan (OH) Wicker McIntyre Ryan (WI) Wilson (NM) McKeon McNultv Rvun (KS) Wilson (SC) Wolf Meehan Sabo Meek (FL) Sánchez, Linda Woolsey Meeks (NY) Wu Sanchez, Loretta Wynn Menendez Mica Sanders Young (AK) Michaud Sandlin Young (FL) NOT VOTING-

Boehlert Kleczka Norwood Filner Majette Paul Gephardt Millender- Slaughter Greenwood McDonald Tauzin Kilpatrick Neal (MA) Towns

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1152

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

Sanchez, Loretta

Meeks (NY)

Honda

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Mr. Speaker, on rollcall No. 504, I was in my Congressional District on official business. Had I been present, I would have voted "vea."

TAXPAYER-TEACHER PROTECTION ACT OF 2004

The SPEAKER pro tempore (Mr. LATHAM). The unfinished business is the question of suspending the rules and passing the bill, H.R. 5186, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by gentleman from Ohio BOEHNER) that the House suspend the rules and pass the bill, H.R. 5186, as amended, 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 18, as follows:

[Roll No. 505]

YEAS-414

Abercrombie Capuano Emerson Ackerman Cardin Engel English Aderholt Cardoza Eshoo Akin Carson (IN) Alexander Etheridge Carson (OK) Allen Carter Evans Andrews Case Everett Castle Ba.ca. Farr Feeney Bachus Chabot Baird Chandler Ferguson Chocola Flake Baker Baldwin Clay Foley Ballenger Clyburn Forbes Barrett (SC) Coble Ford Bartlett (MD) Cole Fossella Barton (TX) Collins Frank (MA) Bass Convers Franks (AZ) Beauprez Frelinghuysen Cooper Costello Becerra Frost Gallegly Bell Cox Berkley Cramer Garrett (NJ) Berman Crane Gerlach Crenshaw Berry Gibbons Biggert Crowley Gilchrest Bilirakis Cubin Gillmor Bishop (GA) Culberson Gingrey Bishop (NY) Cummings Gonzalez Bishop (UT) Cunningham Goode Goodlatte Blackburn Davis (AL) Blumenauer Davis (CA) Gordon Davis (FL) Blunt Granger Graves Green (TX) Boehner Davis (IL) Bonilla. Davis (TN) Green (WI) Davis, Jo Ann Bonner Davis, Tom Bono Grijalva Boozman Deal (GA) Gutierrez Boswell DeFazio Gutknecht Boucher DeGette Hall Boyd Delahunt Harman Bradley (NH) DeLauro Harris Brady (PA) DeLay Hastings (FL) Brady (TX) DeMint Brown (OH) Deutsch Hastings (WA) Brown (SC) Diaz-Balart, L Hayes Brown, Corrine Hayworth Diaz-Balart, M. Burgess Dicks Hefley Hensarling Burns Dingell Burr Doggett Herger Burton (IN) Dooley (CA) Herseth Butterfield Doolittle Hill Hinchey Buyer Doyle Calvert Dreier Hinojosa Camp Duncan Hobson Cannon Hoeffel Dunn Edwards Cantor Hoekstra Capito Ehlers Holden Emanuel Capps Holt

Hooley (OR) Menendez Sanders Hostettler Mica Sandlin Houghton Michaud Saxton Schakowsky Hover Miller (FL) Miller (MI) Schiff Hyde Miller (NC) Schrock Inslee Miller, Garv Scott (GA) Isakson Miller, George Scott (VA) Mollohan Israel Sensenbrenner Issa. Moore Serrano Moran (KS) Istook Sessions Jackson (IL) Moran (VA) Shadegg Jackson-Lee Murphy Shaw (TX) Murtha Shavs Jefferson Musgrave Sherman Jenkins Myrick Sherwood John Nadler Shimkus Johnson (CT) Napolitano Shuster Johnson (IL) Nethercutt Simmons Johnson, E. B. Neugebauer Simpson Johnson, Sam Ney Skelton Northup Jones (NC) Smith (MI) Jones (OH) Nunes Smith (NJ) Nussle Kanjorski Smith (TX) Oberstar Kaptur Smith (WA) Keller Obev Snyder Kelly Olver Solis Kennedy (MN) Souder Kennedy (RI) Osborne Spratt Kildee Ose Stark Otter Stearns King (IA) Owens Stenholm King (NY) Oxlev Strickland Kingston Pallone Stupak Kirk Pascrel1 Sullivan Kline Pastor Sweenev Knollenberg Payne Tancredo Kolbe Pearce Tanner Kucinich Pelosi Tauscher LaHood Pence Taylor (MS) Terry Lampson Peterson (MN) Langevin Peterson (PA) Thomas Lantos Petri Thompson (CA) Larsen (WA) Pickering Thompson (MS) Larson (CT) Pitts Thornberry Latham Platts Tiahrt LaTourette Pombo Tiberi Leach Pomeroy Tiernev Lee Porter Toomey Levin Portman Turner (OH) Lewis (CA) Price (NC) Turner (TX) Lewis (GA) Pryce (OH) Udall (CO) Lewis (KY) Putnam Udall (NM) Linder Quinn Upton Lipinski Radanovich Van Hollen Rahall LoBiondo Velázquez Ramstad Lofgren Visclosky Lowey Lucas (KY) Rangel Vitter Regula Walden (OR) Lucas (OK) Rehberg Walsh Lvnch Renzi Wamp Maloney Reves Waters Manzullo Reynolds Watson Markey Rodriguez Marshall Watt Rogers (AL) Matheson Rogers (KY) Waxman Matsui Rogers (MI) Weiner Weldon (FL) McCarthy (MO) Rohrabacher Weldon (PA) McCarthy (NY) Ros-Lehtinen McCollum Weller Ross McCotter Rothman Wexler Whitfield McCrery Roybal-Allard Wicker McDermott Royce Wilson (NM) McGovern Ruppersberger Wilson (SC) McHugh Rush Ryan (OH) McInnis Wolf McIntyre Ryan (WI) Woolsey Wu McKeon Ryun (KS) McNulty Sabo Wynn Meehan Sánchez, Linda Young (AK) Meek (FL) T. Young (FL)

NOT VOTING-18

D1-1+	TT	37 1
Boehlert	Hunter	Norwood
Brown-Waite,	Kilpatrick	Paul
Ginny	Kleczka	Slaughter
Fattah	Majette	Tauzin
Filner	Millender-	Taylor (NC)
Gephardt	McDonald	Towns
Greenwood	Neal (MA)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1200

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Mr. Speaker, on rollcall No. 505, I was in my Congressional District on official business. Had I been present, I would have voted "yea."

PRIVILEGED REPORT ON H. Res. 776, INQUIRY REQUESTING THEPRESIDENT AND DIRECTING SEC-RETARY ofHEALTH AND HUMAN SERVICES PROVIDE CER-TAIN DOCUMENTS RELATING TO ESTIMATES AND ANALYSES OF COST OF MEDICARE PRESCRIP-TION DRUG LEGISLATION

Mrs. JOHNSON of Connecticut, from the Committee on Ways and Means, submitted a privileged report (Rept. No. 108-754 Part I), on the resolution (H. Res. 776) of inquiry requesting the President and directing the Secretary of Health and Human Services provide certain documents to the House of Representatives relating to estimates and analyses of the cost of the Medicare prescription drug legislation, which was referred to the House Calendar and ordered to be printed.

APPOINTMENT OF CONFEREES ON H.R. 4567. DEPARTMENT OF HOMELAND SECURITY APPRO-PRIATIONS ACT, 2005

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees: Messrs. Rogers of Kentucky, Young of Florida, Wolf, WAMP, LATHAM, Mrs. EMERSON, Mrs. GRANGER, Messrs. SWEENEY, SHERWOOD, Sabo, Price of North Carolina, SERRANO, Ms. ROYBAL-ALLARD, and Messrs. Berry, Mollohan and Obey.

There was no objection.

□ 1200

WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH TO CONSIDERATION OF RESPECT CERTAIN RESOLUTIONS RE-PORTED FROM COMMITTEE ON RULES

Mr. REYNOLDS. By direction of the Committee on Rules, I call up House Resolution 828 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 828

Resolved, That the requirement of clause 6(a) of rule XIII for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported on the legislative day of October 7, 2004, providing for consideration or disposition of a conference report to accompany the