for Americans. In essence, what are our priorities in Congress and in the White House? Should we, on the one hand, provide relief for over 17 million middle-class American taxpaying households, as we propose; or should we, as the other side proposes, provide relief that benefits principally one-fifth of 1 percent of the wealthiest Americans in this country?

Federal budgeting is no different than family budgeting at the end of the day. Yet if you look at the actions of this Congress today and over the last several years, what this Congress is saying to American families is, do as I sav not as I do. This year, the Federal Government will run a \$518 billion deficit. We are running record deficits this year. That deficit is portrayed as being \$337 billion, only \$337 billion, because this Congress is taking \$181 billion out of the Social Security trust fund to help cover the massive size of the Federal budget deficit.

The total national debt today stands at over \$8 trillion, and President Bush, in his budget, admits that we will pay more than \$247 billion next year in interest payments on the Federal debt alone. A quarter of \$1 trillion to do nothing but pay the interest on the debt.

There was a joke I heard not too long ago about how you could know if 2006 would be a challenging year. The top three choices, to let you know, are: one, your twin sister forgets to congratulate you on your birthday; two, you see a "60 Minutes" crew waiting outside your office for you; and the number one way you can tell it is going to be a challenging year is you file your income tax statement and are expecting a refund, and what you get is a bounced check from the Federal Government.

Now, as funny as it may sound, there is some truth in that as we run massive deficits and increase the size of the national debt. President Bush has borrowed three times the amount that the first 39 Presidents in the Nation's first 191 years borrowed in all their time. We are spending about \$6 billion a month in Iraq, and we are talking about cutting taxes for the wealthiest Americans. That is something that had never been done until this administration cut taxes for the wealthiest Americans at a time when we are running massive deficits and have men and women sacrificing their lives abroad.

It is time for us to have some fiscal sense, be responsible and recognize what every American family must: that you have got to figure out your books before you spend money. And that is what this motion to instruct says. Let us have priorities when it comes to tax cuts, let us target help towards middle-class America before we give tax cuts to the wealthiest Americans. If you have some left over after you help middle-class America, okay, fine. But don't cut \$14 billion out of student loans for mostly middle-class families sending their kids to college. Don't cut \$600 million out of foster care programs for some of our neediest children who are being abused. Don't take money out of the child enforcement program that helps make sure kids get money from their deadbeat dads.

If you can take care of all those things, fine, let's cut taxes for the wealthiest Americans. But today we are running massive deficits and we cannot do it. So vote for this motion to instruct. It says our priorities are middle-class Americans, and we will do the work the right way.

Madam Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mrs. MILLER of Michigan). Without objection, the previous question is ordered on the motion to instruct.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from New York (Mr. RANGEL).

The question was taken: and the Speaker pro tempore announced that the "noes" appeared to have it.

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

The yeas and navs were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 4 o'clock and 7 minutes p.m.), the House stood in recess subject to the call of the Chair.

# □ 1745

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mrs. EMERSON) at 5 o'clock and 45 minutes p.m.

## COLLEGE ACCESS AND OPPORTUNITY ACT OF 2005

The SPEAKER pro tempore. Pursuant to House Resolution 741 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 609.

### □ 1746

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965, with Mr. DUNCAN (Acting Chairman) in the chair.

The Clerk read the title of the bill.

The Acting CHAIRMAN. When the Committee of the Whole rose earlier today, amendment No. 13 printed in

House Report 109-399 by the gentleman from Texas (Mr. Sessions) had been disposed of.

SEQUENTIAL VOTES POSTPONED IN THE COMMITTEE OF THE WHOLE

The Acting CHAIRMAN. Pursuant to clause 6 of rule XVIII, proceedings will now resume on those amendments on which further proceedings were postponed, in the following order:

Amendment No. 15 Miss McMorris of Washington.

Amendment No. 3 by Mr. Burton of Indiana.

The Chair will reduce to 5 minutes the time for any electronic vote after the first vote in this series.

AMENDMENT NO. 15 OFFERED BY MISS MCMORRIS

The Acting CHAIRMAN. The pending business is the demand for a recorded vote on the amendment offered by the gentlewoman from Washington (Miss McMorris) on which further proceedings were postponed and on which the ayes prevailed by voice vote.

The Clerk will redesignate amendment.

The Clerk redesignated the amendment.

#### RECORDED VOTE

The Acting CHAIRMAN. A recorded vote has been demanded.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 293, noes 134, not voting 5, as follows:

## [Roll No. 71]

### AYES-293

Aderholt Castle Gallegly Akin Chabot Gibbons Alexander Gilchrest Chocola Allen Cleaver GillmorAndrews Clyburn Gingrev Coble Cole (OK) Bachus Gohmert Baird Baker Conaway Goode Barrett (SC) Cooper Bartlett (MD) Costa Barton (TX) Cramer Crenshaw Bass Bean Cubin Beauprez Cuellar Hall Culberson Berman Cummings Biggert Harris Bilirakis Davis (AL) Hart Bishop (GA) Davis (CA) Blackburn Davis (KY) Blumenauer Davis, Jo Ann Haves Blunt Davis, Tom Boehlert Deal (GA) Boehner DeLay Bonilla Dent Diaz-Balart, L. Bonner Bono Diaz-Balart, M. Boozman Dicks Holt Doggett Honda Boucher Boustany Doolittle Hooley Bradley (NH) Drake Brady (TX) Dreier Hover Brown (SC) Duncan Brown-Waite, Edwards Hunter Ginny Ehlers Hyde Burgess Emanuel Burton (IN) Emerson Inslee Butterfield Eshoo Israel Everett Buver Issa Calvert Farr Istook Camp (MI) Feeney Campbell (CA) Fitzpatrick (PA) Jindal Cannon Folev Forbes Cantor Capito Ford Fortenberry Capps Carnahan Fossella Kaptur Carson Foxx Keller Carter Franks (AZ) Kellv

Frelinghuysen

Gonzalez Goodlatte Granger Graves Green (WI) Gutknecht Harman Hastings (FL) Hastings (WA) Hayworth Hensarling Herger Herseth Higgins Hobson Hostettler Hulshof Inglis (SC) Jenkins Johnson (CT) Johnson (IL) Johnson, Sam Kaniorski

Kennedy (MN)

Musgrave

Neal (MA)

Northup

Norwood

Nunes

Nussle

Obey

Otter

Oxley

Paul

Pearce

Pelosi

Pence

Petri

Pitts

Pombo

Poe

Pickering

Porter Price (GA)

Pryce (OH)

Radanovich

Putnam

Rangel

Regula

Rehberg

Reichert

Reynolds

Rogers (AL)

Rogers (KY)

Rogers (MI)

Ryan (OH)

Rvan (WI)

Ryun (KS)

Sanchez, Loretta

Ros-Lehtinen

Renzi

Royce

Schiff

Schmidt

Sessions

Gutierrez

Hefley

Hinchey

Hinojosa

Hoekstra.

(TX)

Jefferson

Jones (NC)

Jones (OH)

Kildee

Kirk

Kucinich

Langevin

Leach

Levin

Lowev

Lee

Larson (CT)

Lewis (GA)

LoBiondo

Maloney

Matheson

McDermott

McGovern

McHugh

McKinney

McNulty

Melancon

Miller (NC)

Mollohan Moran (VA)

Napolitano

Michaud

Nadler

Olver

Ortiz

Osborne

Owens

Markey

Matsui

Kennedy (RI)

Kilpatrick (MI)

Jackson (IL)

Jackson-Lee

Johnson, E. B.

Holden

Schwarz (MI)

Sensenbrenner

Peterson (MN)

Peterson (PA)

Pascrell

Oberstar

Neugebauer

Myrick

Nev

Kind King (IA) King (NY) Kingston Kline Knollenberg Kolbe Kuhl (NY) LaHood Lantos Larsen (WA) Latham LaTourette Lewis (CA) Lewis (KY) Linder Lipinski Lofgren, Zoe Lucas Lungren, Daniel Lynch Mack Manzullo Marchant Marshall McCarthy McCaul (TX) McCollum (MN) McCotter McCrery McHenry McIntyre McKeon McMorris Meehan Meek (FL) Meeks (NY) Mica Millender-McDonaldMiller (FL) Miller (MI) Miller, Gary Miller, George Moore (KS) Moore (WI) Moran (KS) Murphy Murtha

Shadegg Shaw Sherman Sherwood Shimkus Shuster Simpson Skelton Smith (NJ) Smith (TX) Smith (WA) Snyder Sodrel Souder Spratt Stearns Sullivan Tauscher Taylor (MS) Taylor (NC) Terry Thomas Thornberry Tiahrt Tiberi Tierney Turner Upton Van Hollen Walden (OR) Walsh Wamp Watson Watt Waxman Weldon (FL) Weldon (PA) Weller Westmoreland Wexler Whitfield

Wicker

Wolf

Wynn

Pallone

Pastor

Pavne

Wu

Wilson (NM)

Wilson (SC)

Young (AK)

Young (FL)

#### NOES-134

Abercrombie Ackerman Baca Baldwin Barrow Becerra Berkley Berry Bishop (NY) Bishop (UT) Boren Boswell Boyd Brady (PA) Brown (OH) Brown, Corrine Capuano Cardin Cardoza Chandler Clay Convers Costello Crowley Davis (IL) Davis (TN) DeFazio DeGette Delahunt DeLauro Dingel1 Doyle Engel English (PA) Etheridge Fattah Ferguson Filner Flake Frank (MA) Garrett (NJ) Gerlach Gordon Green, Al

Green, Gene

Grijalva

Platts Pomeroy Price (NC) Rahall Ramstad Reves Rohrabacher RossRothman Roybal-Allard Rush Sabo Salazar Sánchez, Linda Т. Sanders Saxton Schakowsky Schwartz (PA) Scott (GA) Scott (VA) Serrano Shavs Simmons Slaughter Solis Stark Strickland Stupak Tancredo Tanner Thompson (CA) Thompson (MS) Towns Udall (CO) Udall (NM) Velázquez Visclosky Waters Weiner Woolsey

Emerson

## NOT VOTING-

Davis (FL) Ruppersberger Sweenev

Evans

Wasserman Schultz

#### $\Box$ 1817

Messrs. HEFLEY, PRICE of North Carolina, GENE GREEN of Texas. ORTIZ, SHAYS, GORDON, OWENS, SCOTT of Virginia, ROHRABACHER, BERRY. CROWLEY. FLAKE. CAPUANO, AL GREEN of Texas. MCNULTY. SCHWARZ of Pennsyl-SERRANO, KIRK, WEINER, HINOJOSA, LEWIS of Georgia, TAN-NER, Ms. VELÁZQUEZ, Ms. BERK-NAPOLITANO, LEY. Mrs. Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. LOWEY, and Mrs. MALONEY changed their vote from "aye" to "no." Messrs. AKIN, STEARNS, and Ms. ESHOO changed their vote from "no" to "aye."

So the amendment was agreed to.

The result of the vote was announced as above recorded.

AMENDMENT NO. 3 OFFERED BY MR. BURTON OF INDIANA

Acting CHAIRMAN (Mr. DUN-CAN). The pending business is the demand for a recorded vote on the amendment offered by the gentleman from Indiana (Mr. Burton) on which further proceedings were postponed and on which the noes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment

## RECORDED VOTE

The Acting CHAIRMAN. A recorded vote has been demanded.

A recorded vote was ordered.

The Acting CHAIRMAN. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 120, noes 306, not voting 6, as follows:

#### [Roll No. 72] AYES-120

Engel King (NY) Ackerman Aderholt Feeney Kingston Akin Forbes LaHood Fossella Bachus Lantos Foxx Barrett (SC) Linder Barrow Franks (AZ) LoBiondo Barton (TX) Gallegly Lowey Garrett (NJ) Berkley Lucas Berman Gingrey Lynch Bishop (UT) Goode Mack Blackburn Graves Maloney Green (WI) Blunt McHenry Brown, Corrine Gutknecht McNulty Burton (IN) Harman Mica Miller (FL) Buver Hart Cantor Hastings (WA) Musgrave Carter Hayes Nadler Hayworth Neugebauer Chabot Chandler Hefley Norwood Chocola Hensarling Otter Coble Herger Oxlev Crenshaw Hoekstra Pearce Crowley Hostettler Pence Cubin Hulshof Pitts Culberson Hunter Poe Hyde Inglis (SC) Davis (TN) Rehberg Deal (GA) Reichert Delahunt Israel Renzi DeLay Doolittle Istook Rogers (MI) Jenkins Rohrabacher Jones (NC) Rothman Duncan Emanuel Kennedy (MN) Royce Ryan (WI) King (IA)

Saxton Sensenbrenner Shadegg Shaw Shays Simmons Smith (NJ)

Wamp

Sodrel

Stearns Weldon (FL) Sullivan Weldon (PA) Tancredo Taylor (MS) Taylor (NC)

NOES-306 Abercrombie Ferguson Alexander Filner Allen Fitzpatrick (PA) Andrews Flake Baca Foley Baird Ford Baker Fortenberry Frank (MA) Baldwin Frelinghuysen Bartlett (MD) Bass Gerlach Gibbons Bean Beauprez Gilchrest Becerra. Gillmor Berry Gonzalez Goodlatte Biggert Bilirakis Gordon Bishop (GA) Granger Bishop (NY) Green, Al Blumenauer Green, Gene Boehlert Grijalva Gutierrez Boehner Bonilla. Hall Bonner Harris Hastings (FL) Bono Boozman Herseth Boren Higgins Boswell Hinchey Boucher Hinojosa Boustany Hobson Boyd Holden Bradley (NH) Holt Brady (PA) Honda Brady (TX) Hooley Brown (OH) Hoyer Brown (SC) Inslee Brown-Waite Issa. Ginny Jackson (IL) Burgess Jackson-Lee Butterfield (TX) Calvert Jefferson Camp (MI) Jindal Johnson (CT) Campbell (CA) Cannon Johnson (IL) Capito Johnson, E. B. Capps Capuano Johnson, Sam Jones (OH) Cardin Kanjorski Cardoza Kaptur Carnahan Carson Kelly Kennedy (RI) Case Castle Kilpatrick (MI) Clay Cleaver Kind Clyburn Kirk Cole (OK) Kline Knollenberg Conaway Conyers Kolbe Kucinich Cooper Kuhl (NY) Costa Costello Langevin Larsen (WA) Cramer Cuellar Larson (CT) Cummings Latham Davis (AL) LaTourette Davis (CA) Leach Davis (IL) Lee Levin Davis (KY) Davis, Jo Ann Lewis (CA) Davis. Tom Lewis (GA) DeFazio Lewis (KY) DeGette Lipinski Lofgren, Zoe DeLauro Lungren, Daniel Dent Diaz-Balart, L E. Manzullo Diaz-Balart, M. Dicks Marchant Dingell Markey

Doggett

Doyle

Drake

Dreier

Eshoo

Etheridge

Everett

Farr

Fattah

Edwards

Ehlers English (PA)

Marshall

Matheson

McCarthy

McCotter

McCrery

McDermott

McGovern

McHugh

McIntyre

McCaul (TX)

McCollum (MN)

Serrano

Sessions

Sherman

Sherwood

Shimkus

Shuster

Simpson

Skelton

Slaughter

Smith (TX)

Matsui

Weller Westmoreland Wolf Young (AK) McKeon

McKinnev McMorris Meehan Meek (FL) Meeks (NY) Melancon Michaud Millender-McDonald Miller (MI) Miller (NC) Miller, Gary Miller, George Mollohan Moore (KS) Moore (WI) Moran (KS) Moran (VA) Murphy Murtha Myrick Napolitano Neal (MA) Nev Northup Nunes Nussle Oberstar Obey Olver Ortiz Osborne Owens Pallone Pascrell Pastor Paul Payne Pelosi Peterson (MN) Peterson (PA) Petri Pickering Platts Pombo Pomerov Porter Price (GA) Price (NC) Pryce (OH) Putnam Radanovich Rahall Ramstad Rangel Regula Reyes Revnolds Rogers (AL) Rogers (KY) Ros-Lehtinen Ross Roybal-Allard Rush Ryan (OH) Ryun (KS) Sabo Salazar Sánchez, Linda T. Sanchez, Loretta Sanders Schakowsky Schiff Schmidt Schwartz (PA) Schwarz (MI) Scott (GA) Scott (VA)

Smith (WA)	Thornberry	Waters
Snyder	Tiahrt	Watson
Solis	Tiberi	Watt
Souder	Tierney	Waxman
Spratt	Towns	Wexler Whitfield Wicker Wilson (NM) Wilson (SC)
Stark	Turner	
Strickland	Udall (CO)	
Stupak	Udall (NM)	
Tanner	Upton	
Tauscher	Van Hollen	Woolsev
Terry	Velázquez	Wu
Thomas	Visclosky	Wvnn
Thompson (CA)	Walden (OR)	
Thompson (MS)	Walsh	Young (FL)

#### NOT VOTING-6

Davis (FL) Ruppersberger Schultz Evans Sweeney Gohmert Wasserman

ANNOUNCEMENT BY THE ACTING CHAIRMAN The Acting CHAIRMAN (Mr. DUNCAN) (during the vote). Members are advised that 2 minutes remain in this vote.

#### $\Box$ 1826

Messrs. WEINER, ADERHOLT and FORBES changed their vote from "no" to "aye."

So the amendment was rejected.

The result of the vote was announced as above recorded.

The Acting CHAIRMAN. No further amendments being in order, under the rule the Committee rises.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. Kuhl of New York) having assumed the chair, Mr. DUNCAN, Acting Chairman 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. 609) to amend and extend the Higher Education Act of 1965, had come to no resolution thereon.

#### EXPRESSING SENSE OF THE HOUSE REGARDING RELIGIOUS PERSECUTION IN AFGHANISTAN

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and agreeing to the resolution, H. Res. 736.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Indiana (Mr. PENCE) that the House suspend the rules and agree to the resolution, H. Res. 736, on which the year and nays are ordered.

Pursuant to clause 8 of rule XX, this 15-minute vote on the motion to suspend the rules on H. Res. 736 will be followed by a 5-minute vote on the motion to instruct on H.R. 4297.

The vote was taken by electronic device, and there were—yeas 427, nays 0, not voting 5, as follows:

## [Roll No. 73] YEAS-427

Everett

Fattah

Feeney

Ferguson

Farr

Langevin

Larsen (WA)

Larson (CT)

Lantos

Latham

Porter Price (GA)

Price (NC)

Pryce (OH)

Putnam

Abercrombie	Baird	Beauprez
Ackerman	Baker	Becerra
Aderholt	Baldwin	Berkley
Akin	Barrett (SC)	Berman
Alexander	Barrow	Berry
Allen	Bartlett (MD)	Biggert
Andrews	Barton (TX)	Bilirakis
Baca	Bass	Bishop (GA)
Bachus	Bean	Bishop (NY)

Bishop (UT) Filner LaTourette Blackburn Fitzpatrick (PA) Leach Blumenauer Lee Blunt Foley Levin Boehlert Forbes Boehner Ford Bonilla. Fortenberry Bonner Fossella Linder Lipinski Bono Boozman Frank (MA) Boren Franks (AZ) Boswell Frelinghuysen Lowey Boucher Gallegly Lucas Garrett (NJ) Boustany Gerlach Bovd E. Bradley (NH) Gibbons Lynch Brady (PA) Gilchrest Mack Maloney Brady (TX) Gillmor Brown (OH) Gingrey Manzullo Brown (SC) Gohmert. Brown, Corrine Gonzalez Markey Marshall Brown-Waite. Goode Goodlatte Ginny Burgess Gordon Matsui Burton (IN) Granger Butterfield Graves Green (WI) Buver Calvert Green, Al Camp (MI) Green, Gene McCrery Campbell (CA) Grijalya. Cannon Gutierrez McHenry Cantor Gutknecht Capito Hall McHugh Capps Harman McIntyre Capuano Harris McKeon Cardin Hart Hastings (FL) Cardoza Carnahan Hastings (WA) McNulty Carson Hayes Meehan Havworth Carter Case Hefley Castle Hensarling Chabot Herger Mica. Herseth Michaud Chandler Chocola Higgins Clav Hinchey Cleaver Hinojosa Clyburn Hobson Coble Hoekstra Cole (OK) Holden Conaway Holt Convers Honda. Cooper Hooley Hostettler Costa Costello Hover Hulshof Cramer Crenshaw Hunter Murphy Crowley Hyde Murtha. Inglis (SC) Cubin Cuellar Myrick Inslee Culberson Israel Nadler Cummings Issa Davis (AL) Istook Jackson (IL) Davis (CA) Davis (IL) Jackson-Lee Ney Davis (KY) (TX) Northup Davis (TN) Jefferson Norwood Davis, Jo Ann Jenkins Nunes Davis, Tom Jindal Nussle Johnson (CT) Deal (GA) Oberstar DeFazio Johnson (IL) Obey DeGette Johnson, E. B. Olver Delahunt Johnson, Sam Ortiz DeLauro Jones (NC) Osborne DeLay Jones (OH) Otter Dent Kanjorski Owens Diaz-Balart, L. Kaptur Oxley Diaz-Balart, M. Keller Pallone Dicks Kellv Pascrell Dingell Kennedy (MN) Pastor Doggett  $Kennedy \ (RI)$ Paul Doolittle Kildee Payne Kilpatrick (MI) Doyle Pearce Drake Kind Pelosi King (IA) Pence Dreier Duncan King (NY) Edwards Kingston Ehlers Kirk Petri Emanuel Kline Knollenberg Emerson Pitts Engel Kolbe Platts Poe Pombo English (PA) Kucinich Eshoo Kuhl (NY) Etheridge LaHood Pomerov

Lewis (CA) Lewis (GA) Lewis (KY) LoBiondo Lofgren, Zoe Lungren, Daniel Marchant Matheson McCarthy McCaul (TX) McCollum (MN) McCotter McDermott McGovern McKinney McMorris Meek (FL) Meeks (NY) Melancon Millender-McDonald Miller (FL) Miller (MI) Miller (NC) Miller, Gary Miller, George Mollohan Moore (KS) Moore (WI) Moran (KS) Moran (VA) Musgrave Napolitano Neal (MA) Neugebauer Peterson (MN) Peterson (PA) Pickering

Scott (VA) Radanovich Rahall Ramstad Serrano Rangel Sessions Shadegg Regula Rehberg Shaw Reichert Shavs Renzi Sherman Reyes Sherwood Revnolds Shimkus Rogers (AL) Shuster Rogers (KY) Simmons Rogers (MI) Simpson Rohrabacher Skelton Ros-Lehtinen Slaughter Smith (NJ) Ross Rothman Rovbal-Allard Smith (WA) Snyder Royce Sodrel Rush Rvan (OH) Solis Ryan (WI) Souder Ryun (KS) Spratt Saho Stark Salazar Stearns Sánchez, Linda Strickland T. Stupak Sanchez, Loretta Sullivan Sanders Tancredo Saxton Tanner Schakowsky Tauscher Schiff Taylor (MS) Schmidt Taylor (NC) Terry Schwartz (PA) Schwarz (MI) Thomas Scott (GA) Davis (FL) Ruppersberger Evans Sweeney utes left in this vote. □ 1844

Thompson (MS) Sensenbrenner Thornberry Tiahrt Tiberi Tierney Towns Turner Udall (CO) Udall (NM) Upton Van Hollen Velázquez Visclosky Walden (OR) Walsh Wamp Waters Watson Watt Waxman Weiner Weldon (FL) Weldon (PA) Weller Westmoreland Wexler Whitfield Wicker Wilson (NM) Wilson (SC) Wolf Woolsey Wu Wynn Young (AK) Thompson (CA) Young (FL) NOT VOTING-

Wasserman Schultz

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE The SPEAKER pro tempore (Mr. KUHL of New York) (during the vote). Members are reminded there are 2 min-

So (two-thirds of those voting having responded in the affirmative) 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.

MOTION TO INSTRUCT CONFEREES ON H.R. 4297, TAX RELIEF EX-RECONCILIATION ACT TENSION OF 2005

The SPEAKER pro tempore. pending business is the vote on the motion to instruct on H.R. 4297 offered by the gentleman from New York (Mr. RANGEL) on which the yeas and nays are ordered.

The Clerk will redesignate the mo-

The Clerk redesignated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 192, nays 229, not voting 11, as follows:

#### [Roll No. 74] YEAS-192

Abercrombie Berkley Ackerman Berman Berry Allen Bishop (GA) Andrews Baca Bishop (NY) Baird Blumenauer Baldwin Boehlert Barrow Boswell Becerra. Boucher

Boyd Brady (PA) Brown (OH) Brown, Corrine Butterfield Capps Capuano Cardin Cardoza