

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, pursuant to House Resolution 742, 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 any amendment to the amendment in the nature of a substitute adopted by the Committee of the Whole? If not, the question is on the amendment.

The amendment 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.

#### RECORDED VOTE

Mr. GEORGE MILLER of California. Mr. Speaker, I demand a recorded vote. A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 221, noes 199, not voting 12, as follows:

[Roll No. 81]

AYES—221

Aderholt	DeLay	Jindal
Akin	Dent	Johnson (IL)
Alexander	Diaz-Balart, L.	Johnson, Sam
Baker	Diaz-Balart, M.	Keller
Barrett (SC)	Doolittle	Kelly
Bartlett (MD)	Drake	Kennedy (MN)
Barton (TX)	Dreier	King (NY)
Bass	Duncan	Kingston
Beauprez	Ehlers	Kirk
Biggart	Emerson	Kline
Bilirakis	English (PA)	Knollenberg
Bishop (UT)	Everett	Kolbe
Blackburn	Ferguson	Kuhl (NY)
Blunt	Fitzpatrick (PA)	LaHood
Boehlert	Foley	Latham
Boehner	Forbes	LaTourrette
Bonilla	Fortenberry	Lewis (CA)
Bonner	Fossella	Lewis (KY)
Bono	Fox	Linder
Boozman	Franks (AZ)	Lucas
Boren	Frelinghuysen	Lungren, Daniel
Boustany	Gallegly	E.
Bradley (NH)	Gerlach	Mack
Brady (TX)	Gibbons	Manzullo
Brown (SC)	Gillmor	Marchant
Brown-Waite,	Gingrey	McCaul (TX)
Ginny	Gohmert	McCotter
Burgess	Gonzalez	McCrery
Burton (IN)	Goode	McHenry
Buyer	Goodlatte	McHugh
Calvert	Granger	McKeon
Camp (MI)	Graves	McMorris
Cannon	Green (WI)	Melancon
Cantor	Gutknecht	Mica
Capito	Hall	Miller (MI)
Carter	Harris	Miller, Gary
Castle	Hart	Murphy
Chabot	Hastings (WA)	Musgrave
Chocola	Hayes	Myrick
Coble	Hayworth	Neugebauer
Cole (OK)	Herger	Ney
Conaway	Hinojosa	Northup
Cramer	Hobson	Norwood
Crenshaw	Hoekstra	Nunes
Cubin	Hostettler	Nussle
Cuellar	Hulshof	Ortiz
Culberson	Hunter	Osborne
Davis (KY)	Hyde	Otter
Davis, Jo Ann	Inglis (SC)	Owens
Davis, Tom	Istook	Oxley
Deal (GA)	Jenkins	Pearce

Pence	Rogers (MI)
Peterson (MN)	Rohrabacher
Peterson (PA)	Ros-Lehtinen
Petri	Roybal-Allard
Pickering	Royce
Pitts	Ryan (WI)
Platts	Ryun (KS)
Poe	Salazar
Pombo	Schmidt
Porter	Schwarz (MI)
Price (GA)	Sensenbrenner
Price (NC)	Sessions
Pryce (OH)	Shaw
Putnam	Shays
Radanovich	Sherwood
Ramstad	Shimkus
Regula	Shuster
Rehberg	Simpson
Reichert	Smith (NJ)
Renzi	Smith (TX)
Reyes	Sodrel
Reynolds	Souder
Rogers (AL)	Sullivan
Rogers (KY)	Sweeney

#### NOES—199

Abercrombie	Grijalva
Ackerman	Gutierrez
Allen	Harman
Andrews	Hastings (FL)
Baca	Hefley
Baird	Hensarling
Baldwin	Herseth
Barrow	Higgins
Bean	Hinchey
Becerra	Holden
Berkley	Holt
Berman	Honda
Berry	Hooley
Bishop (GA)	Hoyer
Bishop (NY)	Inslee
Blumenauer	Israel
Boswell	Jackson (IL)
Boucher	Jefferson
Boyd	Johnson (CT)
Brady (PA)	Johnson, E. B.
Brown (OH)	Jones (NC)
Brown, Corrine	Jones (OH)
Butterfield	Kanjorski
Campbell (CA)	Kaptur
Capps	Kennedy (RI)
Capuano	Kildee
Cardin	Kilpatrick (MI)
Cardoza	Kind
Carnahan	King (IA)
Carson	Kucinich
Case	Langevin
Chandler	Lantos
Cleaver	Larsen (WA)
Clyburn	Larson (CT)
Conyers	Leach
Cooper	Lee
Costa	Levin
Costello	Lewis (GA)
Crowley	Lipinski
Cummings	LoBiondo
Davis (AL)	Lofgren, Zoe
Davis (CA)	Lowey
Davis (IL)	Lynch
Davis (TN)	Maloney
DeFazio	Markey
DeGette	Marshall
Delahunt	Matheson
DeLauro	Matsui
Dicks	McCarthy
Dingell	McCollum (MN)
Doggett	McDermott
Doyle	McGovern
Edwards	McIntyre
Emanuel	McKinney
Engel	McNulty
Eshoo	Meehan
Etheridge	Meek (FL)
Farr	Michaud
Fattah	Millender-
Feeney	McDonald
Filner	Miller (NC)
Flake	Miller, George
Ford	Mollohan
Frank (MA)	Moore (KS)
Garrett (NJ)	Moore (WI)
Gordon	Moran (KS)
Green, Al	Moran (VA)
Green, Gene	Murtha

Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

Miller (FL)	Tiahrt
Ruppersberger	Watson

□ 1446

So 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, I inadvertently missed rollcall vote 81, final passage of H.R. 609, the College Access and Opportunity Act. Please record that I would have voted "aye."

Mr. ISSA. Mr. Speaker, I was not present for rollcall vote No. 81 because I was on official travel. Had I been present, I would have voted in favor of H.R. 609, the College Access and Opportunity Act of 2005.

Mr. BACHUS. Mr. Speaker, earlier today I was inadvertently detained during rollcall vote No. 81. Had I been present, I would have voted "aye."

#### PERSONAL EXPLANATION

Mr. MILLER of Florida. Mr. Speaker, I would like to offer a personal explanation of the reasons I missed rollcall votes Nos. 75–81 on March 30, 2006. I was down in my district on official business and unfortunately could not make it back in time for votes.

If present, I would have voted:

Rollcall vote No. 75, A motion to adopt the rule for H.R. 609, the College Access and Opportunity Act, "aye";

Rollcall vote No. 76, A motion to table the Pelosi Privileged Resolution, "aye";

Rollcall vote No. 77, Gohmert's Amendment to H.R. 609, to strike certain reporting requirements for colleges and universities within Sec. 131(f). The amendment also strikes Sec. 495(a)(1) that would allow States to apply to the Secretary of Education to become recognized accreditors, "aye";

Rollcall vote No. 78, Patrick Kennedy Amendment to H.R. 609, to make child and adolescent mental health professionals eligible for loan forgiveness for high need professions "nay";

Rollcall vote No. 79, Steve King Amendment to H.R. 609, require institutions that receive any Federal funding whatsoever (including grants and scholarships) to submit to the U.S. Department of Education an annual report answering two questions. First, the report must state whether race, color, or national origin is considered in the student admissions process. If race, color, or national origin is considered in the student admissions process, then the report must contain a subsequent analysis of how these factors are considered in the process, "aye";

Rollcall vote No. 80, G. Miller Amendment in the Nature of a Substitute for H.R. 609, to lower student loan interest rates; establish a new Predominantly Black Serving Institution program to boost college participation rates of low-income, black students; establish a new graduate Hispanic Serving Institution program; provide for year-round Pell grants; and repeal the Single Lender rule, "nay";

Rollcall vote No. 81, Final Passage of H.R. 609, the College Access and Opportunity Act, "aye".

#### MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced

#### NOT VOTING—12

Bachus	Evans	Jackson-Lee
Clay	Gilchrest	(TX)
Davis (FL)	Issa	Meeks (NY)

that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 2349. An act to provide greater transparency in the legislative process.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 4755

Mr. BARRETT of South Carolina. Mr. Speaker, I ask unanimous consent to have my name removed as a cosponsor of H.R. 4755.

The SPEAKER pro tempore (Mr. BOOZMAN). Is there objection to the request of the gentleman from South Carolina?

There was no objection.

#### LEGISLATIVE PROGRAM

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

Mr. HOYER. Mr. Speaker, I yield to my good friend, the majority leader (Mr. BOEHNER), for the purpose of inquiring about the schedule for the week to come.

Mr. BOEHNER. I thank my colleague for yielding.

Next week, Mr. Speaker, the House will convene Tuesday at 12:30 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 the week, and any votes called on these measures will be rolled until 6:30 on Tuesday evening.

On Wednesday and the balance of the week, the House will consider the 527 reform bill, which was reported from the Committee on House Administration. The House will also consider the concurrent resolution on the budget. The Budget Committee completed its work last night.

We are scheduled to work through Friday next week. I can tell my colleague that if we were to get our work finished before that, the House would then adjourn for the district work period.

Mr. HOYER. I thank the gentleman for that information. Reclaiming my time, the gentleman indicates that we will be considering the 527 reform bill. My understanding is that is a free-standing bill. We expected it might be in the lobbying reform bill, but am I correct that the lobbying reform bill will come later and the 527 bill deals only with 527s?

Mr. BOEHNER. Only with 527s.

Mr. HOYER. I thank the gentleman. Can he tell me when he expects to move lobbying reform legislation.

Mr. BOEHNER. Next week the five committees that are involved in putting together the lobby and ethics reform bills, all of those committees will be marking up their relative portion of that bill. Once they have completed their work next week, there has been no decision made on how to proceed from there in terms of the consideration of those issues here on the floor.

Mr. HOYER. So, in any event, it would not occur until after the Easter break.

Mr. BOEHNER. I would expect that the first week or two back it is likely that we will see those issues on the floor in some manner.

Mr. HOYER. I thank the majority leader for that information. The concurrent resolution on the budget, you indicate Thursday and Friday. Is there a possibility we might start it on Wednesday and then complete it on Thursday, or do you expect to have it on the floor and hopefully completed on Thursday itself from the comments that you made?

Mr. BOEHNER. If the gentleman will yield, really, there are no decisions yet on just what the timing of these bills are next week. There just hasn't been a decision on what bill will come when. But I would hope that the 527 bill would be up Wednesday. Maybe we could start the budget debate on Wednesday. I think it is too early to tell.

Mr. HOYER. Reclaiming my time, would I be correct in advising my colleagues that the probability is, and that the plan is, as it has been in years past, to allow such substitutes that are offered: the Black Caucus usually has a substitute, the Progressive Caucus has a substitute, Mr. SPRATT obviously we think will have a substitute. I don't know if there are others. In the past, of course, they have been made in order. Is it your expectation we would follow that same practice?

I yield to my friend.

Mr. BOEHNER. It is.

Mr. HOYER. I thank the gentleman for that. That will facilitate a fuller consideration of the budget issues.

Mr. Leader, the tax reconciliation and pension conferences have been in meetings, I presume, or at least have been authorized for some period of time now. Can you bring us up to date on, if you know, the status of both the tax reconciliation conference and the pension conference. I know there was some concern on your side of the aisle and on ours, I think, to get the pension conference done prior to April 15. It appears that that might not happen at this point in time. Can you bring us up to date?

I yield to my friend.

Mr. BOEHNER. Both of those bills are, in fact, in conference. There have been informal conversations and, for that matter, formal conference meetings on both of those bills. The pension conference, on which I sit, has made some progress, but there is an awful lot of work to do, and I think the members of the conference are concerned about making sure that this bill is right and there are no unintended consequences. And it seems unlikely to me at this point that that conference could conclude by the end of next week.

Closely related would be the tax conference. I don't sit on the conference, and I don't have as good a feel as what the timing might be.

Mr. HOYER. Reclaiming my time, Mr. Leader, not since you have been leader, but in times past, as you know, our side of the aisle has been very concerned about the way conferences have proceeded. Senator ENZI, who is one of the Chairs of the, I guess, the pension conference, has indicated he wanted to see a bipartisan conference, a full conference, a conference, frankly, as I historically remember them.

My understanding, frankly, is from both now, the two ranking Democrats of the relevant committees, particularly the ranking Democrat of the Ways and Means Committee, but also the ranking Democrat, I guess, of the Education and Labor Committee, there is a concern that the conference is now proceeding essentially in a partisan fashion, that is to say, Democrats are not being included in the discussions. In fact, we believe that Mr. THOMAS is negotiating the tax and pension provision with Republicans as if the two conferences were one.

I want to tell you, Mr. Leader, obviously, we have some substantial concerns about that, as we have had in the past in terms of our ability to participate in putting our views forth in the conferences themselves. I don't know whether you have any comment on that, but I would be certainly very interested to hear it so I could relate to my colleagues what they might expect.

I yield to my friend, the majority leader.

Mr. BOEHNER. I thank my colleague for yielding. I have talked to Democrats here in the House. I have talked to Democrats in the Senate about the pension provisions in conference. And everyone should know that at this point there have been some conversations amongst the majority party in each Chamber in order to try to put some framework together. But no one should have any anticipation that we are rapidly moving without our Democrat colleagues in the room. Senator ENZI and I had a conversation about this particular issue, on the involvement of our friends across the aisle, just yesterday; and so I understand the gentleman's concerns.

I do believe that there are times when discussions have to occur amongst the principals before you bring the rest of the members into the conference, and I expect it will happen with these two bills as well.

Mr. HOYER. Reclaiming my time, I appreciate the sentiments of the majority leader. I know the majority leader has a history in dealing with his bills of pursuing them in that fashion, and we have appreciated it, as the gentleman knows. I have expressed that to him in the past. It has not always been our experience. Clearly, these bills are of extraordinary consequence to working men and women in this country, particularly as it relates to the pension bill as well as the tax reconciliation.

Without trying to catch you up on your words, but if I could just somewhat, perhaps humorously, I hope, but