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109TH CONGRESS
2d Session
HOUSE OF REPRESENTATIVES
REPORT
109–481

PROVIDING FOR CONSIDERATION OF H.R. 5441, DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2007

MAY 24, 2006.—Referred to the House Calendar and ordered to be printed

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Mr. SESSIONS, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. 836]

The Committee on Rules, having had under consideration House Resolution 836, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for the consideration of H.R. 5441, the Department of Homeland Security Appropriations Act, 2007, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the bill. The rule waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill includes a waiver of clause 4(c) of rule XIII (availability of printed hearings from the Committee on Appropriations).

The waiver of clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill) against provisions in the bill is necessary because there are numer-

ous unauthorized appropriations and legislative provisions in the bill.

COMMITTEE VOTES

Pursuant to clause 3(b) of House rule XIII the results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 208

Date: May 24, 2006.
Measure: H.R. 5441, Department of Homeland Security Appropriations Act, 2007.
Motion by: Mrs. Slaughter.
Summary of motion: To make in order and provide the appropriate waivers for the amendment by Representative Obey which provides additional funding of $3.5 billion for border, port, transit, and aviation security, and to increase preparedness for disasters and attacks. Fully offset by reduction in millionaire tax cuts. The additional funding in the amendment would allow the bill to fully meet the border requirements mandated in the Intelligence Reform Act.
Results: Defeated 4 to 8.
Vote by Members: Diaz-Balart—Nay; Hastings (WA)—Nay; Sessions—Nay; Capito—Nay; Cole—Nay; Bishop—Nay; Gingrey—Nay; Slaughter—Yea; McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Dreier—Nay.

Rules Committee record vote No. 209

Date: May 24, 2006.
Measure: H.R. 5441, Department of Homeland Security Appropriations Act, 2007.
Motion by: Mr. McGovern.
Summary of motion: To waive clause 2 of rule XXI for section 536 of the bill.
Results: Defeated 4 to 8.
Vote by Members: Diaz-Balart—Nay; Hastings (WA)—Nay; Sessions—Nay; Capito—Nay; Cole—Nay; Bishop—Nay; Gingrey—Nay; Slaughter—Yea; McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Dreier—Nay.

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