

of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(c)) is amended to read as follows:

“(7) \$8,301,370 for the period of October 1, 2004, through July 30, 2005;”.

(b) CLEAN VESSEL ACT FUNDING.—Section 4(b)(4) of such Act (16 U.S.C. 777c(b)(4)) is amended to read as follows:

“(4) FIRST 303 DAYS OF FISCAL YEAR 2005.—For the period of October 1, 2004, through July 30, 2005, of the balance of each annual appropriation remaining after making the distribution under subsection (a), an amount equal to \$68,071,233, reduced by 82 percent of the amount appropriated for that fiscal year from the Boat Safety Account of the Aquatic Resources Trust Fund established by section 9504 of the Internal Revenue Code of 1986 to carry out the purposes of section 13106(a) of title 46, United States Code, shall be used as follows:

“(A) \$8,301,370 shall be available to the Secretary of the Interior for 3 fiscal years for obligation for qualified projects under section 5604(c) of the Clean Vessel Act of 1992 (33 U.S.C. 1322 note).

“(B) \$6,641,096 shall be available to the Secretary of the Interior for 3 fiscal years for obligation for qualified projects under section 7404(d) of the Sportfishing and Boating Safety Act of 1998 (16 U.S.C. 777g-1(d)).

“(C) The balance remaining after the application of subparagraphs (A) and (B) shall be transferred to the Secretary of Transportation and shall be expended for State recreational boating safety programs under section 13106 of title 46, United States Code.”.

(c) BOAT SAFETY FUNDS.—Section 13106(c) of title 46, United States Code, is amended—

(1) by striking “\$4,100,000” and inserting “\$4,150,685”; and

(2) by striking “\$1,643,836” and inserting “\$1,660,274”.

#### SEC. 9. EXTENSION OF AUTHORIZATION FOR USE OF TRUST FUNDS FOR OBLIGATIONS UNDER TEA-21.

(a) HIGHWAY TRUST FUND.—

(1) IN GENERAL.—Paragraph (1) of section 9503(c) of the Internal Revenue Code of 1986 is amended—

(A) in the matter before subparagraph (A), by striking “July 28, 2005” and inserting “July 31, 2005”;

(B) by striking “or” at the end of subparagraph (N),

(C) by striking the period at the end of subparagraph (O) and inserting “, or”,

(D) by inserting after subparagraph (O) the following new subparagraph:

“(P) authorized to be paid out of the Highway Trust Fund under the Surface Transportation Extension Act of 2005, Part V.”, and

(E) in the matter after subparagraph (P), as added by this paragraph, by striking “Surface Transportation Extension Act of 2005, Part IV” and inserting “Surface Transportation Extension Act of 2005, Part V”.

(2) MASS TRANSIT ACCOUNT.—Paragraph (3) of section 9503(e) of such Code is amended—

(A) in the matter before subparagraph (A), by striking “July 28, 2005” and inserting “July 31, 2005”;

(B) in subparagraph (L), by striking “or” at the end of such subparagraph,

(C) in subparagraph (M), by inserting “or” at the end of such subparagraph,

(D) by inserting after subparagraph (M) the following new subparagraph:

“(N) the Surface Transportation Extension Act of 2005, Part V.”, and

(E) in the matter after subparagraph (N), as added by this paragraph, by striking “Surface Transportation Extension Act of 2005, Part IV” and inserting “Surface Transportation Extension Act of 2005, Part V”.

(3) EXCEPTION TO LIMITATION ON TRANSFERS.—Subparagraph (B) of section 9503(b)(6)

of such Code is amended by striking “July 28, 2005” and inserting “July 31, 2005”.

(b) AQUATIC RESOURCES TRUST FUND.—

(1) SPORT FISH RESTORATION ACCOUNT.—Paragraph (2) of section 9504(b) of the Internal Revenue Code of 1986 is amended by striking “Surface Transportation Extension Act of 2005, Part IV” each place it appears and inserting “Surface Transportation Extension Act of 2005, Part V”.

(2) BOAT SAFETY ACCOUNT.—Subsection (c) of section 9504 of such Code is amended—

(A) by striking “July 28, 2005” and inserting “July 31, 2005”; and

(B) by striking “Surface Transportation Extension Act of 2005, Part IV” and inserting “Surface Transportation Extension Act of 2005, Part V”.

(3) EXCEPTION TO LIMITATION ON TRANSFERS.—Paragraph (2) of section 9504(d) of such Code is amended by striking “July 28, 2005” and inserting “July 31, 2005”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

(d) TEMPORARY RULE REGARDING ADJUSTMENTS.—During the period beginning on the date of the enactment of the Surface Transportation Extension Act of 2003 and ending on July 30, 2005, for purposes of making any estimate under section 9503(d) of the Internal Revenue Code of 1986 of receipts of the Highway Trust Fund, the Secretary of the Treasury shall treat—

(1) each expiring provision of paragraphs (1) through (4) of section 9503(b) of such Code which is related to appropriations or transfers to such Fund to have been extended through the end of the 24-month period referred to in section 9503(d)(1)(B) of such Code, and

(2) with respect to each tax imposed under the sections referred to in section 9503(b)(1) of such Code, the rate of such tax during the 24-month period referred to in section 9503(d)(1)(B) of such Code to be the same as the rate of such tax as in effect on the date of the enactment of the Surface Transportation Extension Act of 2003.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

Ordering the previous question on H. Res. 385, by the yeas and nays;

Adoption of H. Res. 385, if ordered;

Adoption of H. Res. 386, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

#### PROVIDING FOR CONSIDERATION OF H.R. 5, HELP EFFICIENT, ACCESSIBLE, LOW-COST, TIMELY HEALTHCARE (HEALTH) ACT OF 2005

The SPEAKER pro tempore. The pending business is the question on ordering the previous question on H. Res. 385 on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question on the resolution.

Pursuant to clause 9 of rule XX, the Chair will reduce to 5 minutes the minimum time for electronic voting, if ordered, on the question of adopting the resolution and on adopting H. Res. 386.

The vote was taken by electronic device, and there were—yeas 226, nays 200, answered “present” 1, not voting 6, as follows:

[Roll No. 440]

YEAS—226

Aderholt	Gibbons	Norwood
Akin	Gilchrest	Nunes
Alexander	Gillmor	Nussle
Bachus	Gingrey	Osborne
Baker	Gohmert	Otter
Barrett (SC)	Goode	Oxley
Bartlett (MD)	Goodlatte	Paul
Barton (TX)	Granger	Pearce
Bass	Graves	Pence
Beauprez	Green (WI)	Peterson (PA)
Biggart	Gutknecht	Petri
Bilirakis	Hall	Pickering
Bishop (UT)	Harris	Pitts
Blackburn	Hart	Platts
Blunt	Hastings (WA)	Poe
Boehlert	Hayes	Pombo
Boehner	Hayworth	Porter
Bonilla	Hefley	Price (GA)
Bonner	Hensarling	Pryce (OH)
Bono	Herger	Putnam
Boozman	Hobson	Radanovich
Boustany	Hoekstra	Ramstad
Bradley (NH)	Hostettler	Regula
Brady (TX)	Hulshof	Rehberg
Brown (SC)	Hunter	Reichert
Brown-Waite,	Hyde	Renzi
Ginny	Inglis (SC)	Reynolds
Burgess	Issa	Rogers (AL)
Burton (IN)	Istook	Rogers (KY)
Buyer	Jenkins	Rogers (MI)
Calvert	Jindal	Rohrabacher
Camp	Johnson (CT)	Ros-Lehtinen
Cannon	Johnson (IL)	Royce
Cantor	Johnson, Sam	Ryan (WI)
Capito	Jones (NC)	Ryun (KS)
Carter	Keller	Saxton
Castle	Kelly	Schwarz (MI)
Chabot	Kennedy (MN)	Sessions
Chocola	King (IA)	Shadegg
Coble	King (NY)	Shaw
Cole (OK)	Kingston	Shays
Conaway	Kirk	Sherwood
Cox	Kline	Shimkus
Crenshaw	Knollenberg	Shuster
Cubin	Kolbe	Simmons
Culberson	Kuhl (NY)	Simpson
Cunningham	LaHood	Smith (NJ)
Davis (KY)	Latham	Smith (TX)
Davis, Tom	LaTourette	Sodrel
Deal (GA)	Lewis (CA)	Souder
DeLay	Lewis (KY)	Stearns
Dent	Linder	Sullivan
Diaz-Balart, L.	LoBiondo	Sweeney
Diaz-Balart, M.	Lucas	Tancredo
Doolittle	Lungren, Daniel	Taylor (NC)
Drake	E.	Terry
Dreier	Mack	Thomas
Duncan	Manzullo	Thornberry
Ehlers	Marchant	Tiahrt
Emerson	McCaul (TX)	Tiberi
English (PA)	McCotter	Turner
Everett	McCrery	Upton
Feeney	McHenry	Walden (OR)
Ferguson	McHugh	Walsh
Fitzpatrick (PA)	McKeon	Wamp
Flake	McMorris	Weldon (FL)
Foley	Mica	Weldon (PA)
Forbes	Miller (FL)	Weller
Fortenberry	Miller (MI)	Westmoreland
Fossella	Miller, Gary	Whitfield
Fox	Moran (KS)	Wicker
Franks (AZ)	Musgrave	Wilson (NM)
Frelinghuysen	Myrick	Wilson (SC)
Gallely	Neugebauer	Wolf
Garrett (NJ)	Ney	Young (AK)
Gerlach	Northup	Young (FL)