

108TH CONGRESS  
2D SESSION

# H. RES. 790

Providing for consideration of the bill (H.R. 4473) making appropriations for the Department of Education for the fiscal year ending September 30, 2005, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2004

Mr. OBEY submitted the following resolution; which was referred to the Committee on Rules

---

## RESOLUTION

Providing for consideration of the bill (H.R. 4473) making appropriations for the Department of Education for the fiscal year ending September 30, 2005, and for other purposes.

1       *Resolved*, That immediately upon the adoption of this  
2 resolution the Speaker shall, pursuant to clause 2(b) of  
3 rule XVIII, declare the House resolved into the Committee  
4 of the Whole House on the state of the Union for consider-  
5 ation of the bill (H.R. 4473) making appropriations for  
6 the Department of Education for the fiscal year ending  
7 September 30, 2005, and for other purposes. The first  
8 reading of the bill shall be dispensed with. All points of

1 order against the bill and against its consideration are  
2 waived. General debate shall be confined to the bill and  
3 shall not exceed 90 minutes with one hour equally divided  
4 and controlled by the chairman and ranking minority  
5 member of the Committee on Appropriations and 30 min-  
6 utes equally divided and controlled by the chairman and  
7 ranking minority member of the Committee on Ways and  
8 Means. After general debate the bill shall be considered  
9 for amendment under the five-minute rule. All points of  
10 order against the amendment printed in section 3 of this  
11 resolution are waived except those arising under clause 7  
12 of rule XVI. During consideration of the bill for amend-  
13 ment, the Chairman of the Committee of the Whole may  
14 accord priority in recognition on the basis of whether the  
15 Member offering an amendment has caused it to be print-  
16 ed in the portion of the Congressional Record designated  
17 for that purpose in clause 8 of rule XVIII. Amendments  
18 so printed shall be considered as read. At the conclusion  
19 of consideration of the bill for amendment, the Committee  
20 shall rise and report the bill to the House with such  
21 amendments as may have been adopted. The previous  
22 question shall be considered as ordered on the bill and  
23 amendments thereto to final passage without intervening  
24 motion except one motion to recommit with or without in-  
25 structions.

1        SEC. 2. If the Committee of the Whole rises and re-  
2    ports that it has come to no resolution on the bill, then  
3    on the next legislative day the House shall, immediately  
4    after the third daily order of business under clause 1 of  
5    rule XIV, resolve into the Committee of the Whole for fur-  
6    ther consideration of the bill.

7        SEC. 3. The text of the amendment described in the  
8    first section of this resolution is as follows:

9        “At the end of the bill, add the following:

10       “‘SEC. \_\_\_\_\_. None of the funds appropriated or  
11    made available under this Act or under section 458 of the  
12    Higher Education Act of 1965 (20 U.S.C. 1087h) may  
13    be used by the Secretary of Education to administer or  
14    pay a special allowance under clause (i) or (ii) of section  
15    438(b)(2)(B) of such Act (20 U.S.C. 1087–1(b)(2)(B))  
16    with respect to any loan made or purchased after the date  
17    of enactment of this Act.’”

○