

Gordon Matsui Sabo Platts Ryun (KS) Taylor (NC)
 Green, Al McCollum (MN) Poe Saxton Terry
 Grijalva McGovern Sánchez, Linda Pombo Saxon Thomas
 Gutierrez McIntyre T. Sanchez, Loretta Sensenbrenner Thornberry
 Harman McKinney Scott (GA) Sessions Tiahrt
 Hastings (FL) Meehan Sanders Pryce (OH) Shadegg Tiberi
 Herseeth Meek (FL) Schakowsky Putnam Shaw Turner
 Higgins Meeks (NY) Schiff Radanovich Shays Upton
 Hinchey Melancon Schwartz (PA) Ramstad Sherwood Walden (OR)
 Hinojosa Michaud Scott (GA) Shimkus Walsh
 Holt Miller (NC) Scott (VA) Rehberg Shuster Wamp
 Honda Miller, George Serrano Reichert Serrano Weldon (FL)
 Hooley Mollohan Sherman Renzi Weller
 Hoyer Moore (KS) Skelton Reynolds Smith (NJ) Westmoreland
 Insole Moore (WI) Slaughter Rogers (AL) Smith (TX) Whitfield
 Israel Moran (VA) Snyder Rogers (KY) Sodrel Wicker
 Jackson (IL) Murtha Solis Rogers (MI) Souder Wilson (NM)
 Jackson-Lee Nadler Spratt Rohrabacher Stearns Wilson (SC)
 (TX) Napolitano Stark Ros-Lehtinen Sullivan Wolf
 Jefferson Neal (MA) Strickland Royce Sweeney Young (AK)
 Johnson, E. B. Oberstar Stupak Ryan (WI) Tancredo Young (FL)

NOT VOTING—21
 Berkley Green, Gene Menendez
 Cramer Hastings (WA) Millender-
 Cunningham Holden McDonald
 Deal (GA) Jenkins Smith (WA)
 Delahunt Kind Taylor (MS)
 Doyle McCarthy Weldon (PA)
 Emerson McDermott
 Filner McNulty

□ 1602

Mr. BONNER, Mr. OTTER, Ms. PRYCE of Ohio, Mr. ISTOOK and Mr. DANIEL E. LUNGREN of California changed their vote from “yea” to “nay.”

So the motion was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore (Mr. SIMPSON). The Chair will appoint conferees at a later time.

Stated for:
 Mr. FILNER. Mr. Speaker, on rollcall No. 227, on H.R. 3 Motion to Instruct, I was in my Congressional District on official business. Had I been present, I would have voted “yea.”

NAYS—223

Aderholt Dreier Kelly
 Akin Duncan Kennedy (MN)
 Alexander Ehlers King (IA)
 Bachus English (PA) King (NY)
 Baker Everett Kingston
 Barrett (SC) Fattah Kirk
 Bartlett (MD) Feeney Kline
 Barton (TX) Ferguson Knollenberg
 Bass Fitzpatrick (PA) Kolbe
 Beauprez Flake Kuhl (NY)
 Biggert Foley LaHood
 Bilirakis Forbes Latham
 Bishop (UT) Fortenberry LaTourette
 Blackburn Fossella Leach
 Blunt Foxx Lewis (CA)
 Boehlert Franks (AZ) Lewis (KY)
 Boehner Frelinghuysen Linder
 Bonilla Gallegly LoBiondo
 Bonner Garrett (NJ) Lucas
 Bono Gerlach Lungren, Daniel
 Boozman Gibbons E.
 Boustany Gilchrest Mack
 Bradley (NH) Gillmor Manuzello
 Brady (TX) Gingrey Marchant
 Brown (SC) Gohmert McCaul (TX)
 Brown-Waite, Goode McCotter
 Ginny Goodlatte McCrery
 Burgess Granger McHenry
 Burton (IN) Graves McHugh
 Buyer Green (WI) McKeon
 Calvert Gutknecht McMorris
 Camp Hall Mica
 Cannon Harris Miller (FL)
 Cantor Hart Miller (MI)
 Capito Hayes Miller, Gary
 Carter Hayworth Moran (KS)
 Castle Hefley Murphy
 Chabot Hensarling Musgrave
 Chocola Herger Myrick
 Coble Hobson Neugebauer
 Cole (OK) Hoekstra Ney
 Conaway Hostettler Northup
 Cox Hulshof Norwood
 Crenshaw Hunter Nunes
 Cubin Hyde Nussle
 Culberson Inglis (SC) Osborne
 Davis (KY) Issa Otter
 Davis, Jo Ann Istook Oxley
 DeLay Jindal Pearce
 Dent Johnson (CT) Pence
 Diaz-Balart, L. Johnson (IL) Peterson (PA)
 Diaz-Balart, M. Johnson, Sam Petri
 Doolittle Jones (NC) Pickering
 Drake Keller Pitts

PERSONAL EXPLANATION

Mr. FATAH. Mr. Speaker, I inadvertently voted against the Motion to Instruct Conferees on H.R. 3, which instructs conferees to increase funding for the Transportation/Highway bill. The motion would increase the minimum guaranteed rate of return to 92 percent, while ensuring that each state receives no less than what is provided under the bill.

I request that the record reflect that I support the motion and I intended to vote for it.

PROVIDING FOR AN ADJOURNMENT OR RECESS OF THE TWO HOUSES

Mr. PRICE of Georgia. Mr. Speaker, I offer a privileged concurrent resolution (H. Con. Res. 167) and ask for its immediate consideration.

The SPEAKER pro tempore. The Clerk will report the concurrent resolution.

The Clerk read as follows:

H. CON. RES. 167

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, May 26, 2005, or Friday, May 27, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, June 7, 2005, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Thursday, May 26, 2005, or Friday, May 27, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, June 6, 2005, or Tuesday, June 7, 2005, or until such other time on either of those days as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

Sec. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate whenever, in their opinion, the public interest shall warrant it.

The concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

CONDITIONAL ADJOURNMENT TO MONDAY, MAY 30, 2005

Mr. PRICE of Georgia. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at noon on Monday, May 30, 2005, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 167, in which case the House shall stand adjourned pursuant to that concurrent resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Georgia?

There was no objection.