AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

110TH CONGRESS
1st Session
HOUSE OF REPRESENTATIVES
REPORT
110–64

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 1591) MAKING EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2007, AND FOR OTHER PURPOSES

MARCH 22, 2007.—Referred to the House Calendar and ordered to be printed

---

Mrs. SLAUGHTER, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. 261]

The Committee on Rules, having had under consideration House Resolution 261, by a record vote of 9 to 4 report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 1591 making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes, under a closed rule. The resolution provides four hours of general debate in the House equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The resolution waives all points of order against the bill and against its consideration (except for clauses 9 and 10 of rule XXI). The rule provides that the amendment printed in this report shall be considered as adopted. The Rule waives all points of order against the bill as amended and provides that the bill as amended shall be considered as read. 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 (except for clauses 9 and 10 of rule XXI) includes the following:

Clause 4, rule XIII (requiring a three-day layover of the committee report and requiring the three-day availability of printed hearings on a general appropriations bill)

Section 302 of the Congressional Budget Act (prohibiting consideration of legislation which exceeds a committee's allocation of new entitlement authority)

Section 306 of the Congressional Budget Act (prohibiting consideration of legislation within the jurisdiction of the Committee on the Budget unless reported by the Budget Committee)

Section 311 of the Congressional Budget Act (prohibiting consideration of legislation that would cause new budget authority or outlays to exceed or revenue to fall below the levels set forth in the budget resolution).

The waivers against provisions in the bill include the following:

Clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill).

Clause 5(a) of rule XXI (prohibiting tax or tariff provisions in a bill not reported by a committee with jurisdiction over revenue measures).

COMMITTEE VOTES

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. 70

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Dreier.
Summary of motion: To provide for an open rule.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 71

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Dreier.
Summary of motion: To make in order and provide appropriate waivers for an amendment by Reps. Lee (CA)/Clarke (NY)/Watson (CA)/Woolsey (CA)/Waters (CA), #53, which limits the use of funds for the war in Iraq to two purposes: to protect the troops on the ground and to bring them home. Funds for diplomatic efforts and social and economic activities are not affected.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 72

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Dreier.
Summary of motion: To make in order and provide appropriate waivers for the amendment by Rep. Lewis, Jerry (CA), #25, which would strike sections 1901 through 1904 of the bill (the sections regarding troop readiness, extending deployment, time between deployments, and redeployment).

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 73

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Gingrey (GA), #32, which would prevent the Secretary of Defense from commencing redeployment pursuant to H.R. 1591 unless such redeployment is specifically authorized bya subsequent Act of Congress after the date of enactment of H.R. 1591.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 74

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Dreier.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Reps. Deal (GA)/Sessions (TX)/Burgess (TX)/Barton (TX), #22, which would limit allocations for SCRIP funding for shortfall States to low-income children and pregnant women, and offset these allocations by removing the State option to go up to $750,000 for Medicaid home equity asset test. The amendment would also strike the emergency designation for SCHIP funds in Title VI.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 75

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Diaz-Balart.

Summary of motion: To make in order and provide appropriate waivers for the amendment by Rep. Hunter (CA), #37, which would strike chapter 9 of Title I of the bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 76

Date: March 21, 2007.

Measure: H.R. 1591.
Motion by: Mr. Diaz-Balart.
Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Kirk (IL), #16, which strikes the $25 million provision for spinach farmers.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 77

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Diaz-Balart.
Summary of motion: To make in order and provide appropriate waivers for the amendments en bloc by Rep. Cole (OK), #1, which would fully fund any unfunded program found in the United States Special Operations Command unfunded requirements of February 2007; Cole (OK), #2, which would fully fund any unfunded program found in the United States Marine Corps' unfunded requirments of February 2007; Cole (OK), #3, which would fully fund any unfunded program found in the United States Army's unfunded requirements of February 2007; Cole (OK), #4, which would fully fund any unfunded program found in the Air Force's Unfunded Priority List of February 2007; Cole (OK), #5, which would fully fund any unfunded program found in the United States Navy's unfunded program requirements of February 2007.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 78

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Hastings (WA).
Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Jackson-Lee (TX), #33, which amends section 1904(d) of the bill to specify a redeployment commencement date of December 31, 2007.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 79

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Hastings (WA).
Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Jackson-Lee (TX), #34, which

repeals Public Law 107–243, the Authorization for Use of Military Force Against Iraq Resolution of 2002.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 80

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Hastings (WA).

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. King, Steve (IA), #42, which adds clarifying language to section 1311 to explain that the bill's prohibition on the establishment of permanent military bases in Iraq should not be construed to prohibit the United States from establishing temporary military bases or installations by entering into basing rights agreements between the United States and Iraq.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 81

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Sessions.

Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. McHenry (NC), #49, which strikes all of Title VII (Minimum Wage Increase and Small Business Tax Relief) from the bill.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 82

Date: March 21, 2007.

Measure: H.R. 1591.

Motion by: Mr. Sessions.

Summary of motion: To make in order and provide appropriate waivers for the amendments en bloc by Rep. Flake (AZ), #12, which would strike section 3107 relating to the milk income loss contract program; Flake (AZ), #13, which would strike section 3101 relating to crop disaster assistance and section 3102 relating to livestock assistance; Flake (AZ), #14, which would strike section 3108 relating to payment of peanut storage costs.

Results: Defeated 4–9.

Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 83

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Sessions.
Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. Campbell (CA), #31, which would strike Titles II–VII of H.R. 1591. It would leave Title I, the funding related to the Global War on Terror.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 84

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. Sessions.
Summary of motion: To make in order and provide appropriate waivers for an amendment by Rep. King, Steve (IA), #43, which strikes section 1904, which requires the President to report on Iraq's progress in meeting benchmarks and sets out the timetable for the withdrawal of American forces from Iraq.
Results: Defeated 4–9.
Vote by Members: McGovern—Nay; Hastings (FL)—Nay; Matsui—Nay; Cardoza—Nay; Welch—Nay; Castor—Nay; Arcuri—Nay; Sutton—Nay; Dreier—Yea; Diaz-Balart—Yea; Hastings (WA)—Yea; Sessions—Yea; Slaughter—Nay.

Rules Committee record vote No. 85

Date: March 21, 2007.
Measure: H.R. 1591.
Motion by: Mr. McGovern.
Summary of motion: To report the rule.
Results: Adopted 9–4.
Vote by Members: McGovern—Yea; Hastings (FL)—Yea; Matsui—Yea; Cardoza—Yea; Welch—Yea; Castor—Yea; Arcuri—Yea; Sutton—Yea; Dreier—Nay; Diaz-Balart—Nay; Hastings (WA)—Nay; Sessions—Nay; Slaughter—Yea.

SUMMARY OF AMENDMENT CONSIDERED AS ADOPTED

The amendment makes two technical corrections to the bill. The first corrects the omission of Alabama from the list of states affected by Hurricanes Katrina and Rita eligible for certain waivers under section 2501 of the bill. The second corrects the provision alleviating the FY 2007 shortfall in the State Children's Health Insurance Program (SCHIP) to clarify that this is a one-time appropriation that does not have any effect on spending in years after FY 2007.

TEXT OF AMENDMENT CONSIDERED AS ADOPTED

Page 92, line 1, insert "Alabama," before" and" .

Page 147, line 24, strike "$750,000,000" and insert "such sums as may be necessary, but not to exceed $750,000,000 for fiscal year 2007".

○