

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2219) MAKING APPROPRIATIONS FOR THE DEPARTMENT OF DEFENSE FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2012, AND FOR OTHER PURPOSES

JUNE 22, 2011.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 320]

The Committee on Rules, having had under consideration House Resolution 320, 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 consideration of H.R. 2219, the Department of Defense Appropriations Act, 2012, under an open rule. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The resolution waives all points of order against consideration of the bill. The resolution waives points of order against provisions in the bill for failure to comply with clause 2 of Rule XXI. Under the Rules of the House the bill shall be read for amendment by paragraph. The resolution provides that the bill shall be considered for amendment under the five-minute rule. The resolution authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the *Congressional Record*. The resolution provides one motion to recommit H.R. 2219 with or without instructions.

Section 2 of the resolution establishes a standing order of the House, which prohibits consideration of an amendment to a general appropriation bill proposing both a decrease in an appropriation designated as costs of the Global War on Terror pursuant to section 301 of House Concurrent Resolution 34 and an increase in an appropriation not so designated, or vice versa.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill includes a waiver of the following:

Clause 4(c) of Rule XIII, which prohibits consideration of a general appropriations bill reported by the Committee on Appropriations from being considered in the House until the third calendar day on which printed hearings of the Committee on Appropriations thereon have been available to Members.

Section 306 of the Budget Act of 1974, which prohibits the consideration of a bill dealing with any matter within the jurisdiction of the Committee on the Budget unless it is a bill or resolution which has been reported by the Committee on the Budget. The bill includes designations consistent with H. Con. Res. 34, the House passed budget resolution, which are within the jurisdiction of the House Budget Committee.

The waiver of clause 2 of Rule XXI, which prohibits unauthorized appropriations or legislative provisions in an appropriations bill, is necessary because the bill contains unauthorized appropriations and legislative provisions.