

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 358) TO AMEND THE  
PATIENT PROTECTION AND AFFORDABLE CARE ACT TO MODIFY SPE-  
CIAL RULES RELATING TO COVERAGE OF ABORTION SERVICES UNDER  
SUCH ACT

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OCTOBER 12, 2011.—Referred to the House Calendar and ordered to be printed

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Ms. FOXX, from the Committee on Rules,  
submitted the following

R E P O R T

[To accompany H. Res. 430]

The Committee on Rules, having had under consideration House Resolution 430, by a record vote of 5 to 2, 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. 358, the Protect Life Act, under a closed rule. The resolution provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment in the nature of a substitute recommended by the Committee on Energy and Commerce now printed in the bill shall be considered as adopted and that the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. Finally, the resolution provides one motion to recommit with or without instructions.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill includes a waiver of clause 9 of rule XXI requiring a list of all earmarks, limited tax benefits, or limited tariff benefits contained in the measure, or a certification that the measure does not contain any of those items. The Committee on Energy and Commerce's statement in this regard was deficient as it did not reference limited tax or tariff benefits. However, the Committee is in receipt of a letter from Representative Pitts, chairman of the Subcommittee on Health of the Committee on Energy and Commerce, certifying

that the measure does not contain either limited tax or tariff benefits.

The waiver of all points of order against provisions in the bill, as amended, includes a waiver of clause 5 of rule XXI, which prohibits a committee without tax or tariff jurisdiction from reporting a measure containing tax or tariff provisions. The Committee on Ways and Means received a sequential referral for H.R. 358 and was discharged from consideration on September 12, 2011.

#### 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. 136*

Motion by Mr. McGovern to report an open rule. Defeated: 2–5

Majority Members	Vote	Minority Members	Vote
Mr. Woodall .....	Nay	Mr. McGovern .....	Yea
Mr. Nugent .....	Nay	Mr. Hastings of Florida .....	Yea
Mr. Scott of South Carolina .....	Nay		
Mr. Webster .....	Nay		
Mr. Dreier, Chairman .....	Nay		

##### *Rules Committee Record Vote No. 137*

Motion by Mr. Woodall to report the rule. Adopted: 5–2

Majority Members	Vote	Minority Members	Vote
Mr. Woodall .....	Yea	Mr. McGovern .....	Nay
Mr. Nugent .....	Yea	Mr. Hastings of Florida .....	Nay
Mr. Scott of South Carolina .....	Yea		
Mr. Webster .....	Yea		
Mr. Dreier, Chairman .....	Yea		