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112TH CONGRESS
2d Session
HOUSE OF REPRESENTATIVES
REPORT
112–472

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 5652) TO PROVIDE FOR RECONCILIATION PURSUANT TO SECTION 201 OF THE CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2013

MAY 9, 2012.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 648]

The Committee on Rules, having had under consideration House Resolution 648, by a record vote of 8 to 3, 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. 5652, the Sequester Replacement Reconciliation Act of 2012, under a closed rule. The resolution provides two hours of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Budget. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 112–21 shall be considered as adopted and 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

If the bill is considered in the House on Thursday, May 10, 2012, the waiver of all points of order against consideration of the bill will include a waiver of clause 4(a) of rule XIII, requiring the three-day layover of the committee report. While the text of the reconciliation bill and Rules Committee Print 112–21 have both been available since Monday, May 7, 2012, the Committee on the Budget was not able to file its report until receipt of Minority Views provided for under the rules of the House.

The waiver of all points of order against consideration of the bill also includes a waiver of Section 311(a) of the Congressional Budget Act, which prohibits consideration of legislation that would cause

revenues to be less than the level of total revenues for the first fiscal year for which allocations are provided.

The waiver of all points of order against provisions in the bill, as amended, includes a waiver of clause 5(a) of rule XXI, which provides that a bill or joint resolution carrying a tax or tariff measure may not be reported by a committee not having jurisdiction to report tax or tariff 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. 216

Motion by Mr. McGovern to make in order and provide the appropriate waivers for amendment #2, offered by Rep. Van Hollen (MD), which would replace the entire sequester for 2013—which would cause deep cuts to important domestic priorities and defense, and even cut Medicare—with savings from specific policies that reflect a balanced approach to deficit reduction. Would protect our most vulnerable citizens, asks those earning over $1 million per year to contribute more, eliminates Agriculture direct payments, and cuts subsidies for Big Oil. Would also reform the flood insurance program. Defeated: 3–8

Majority Members	Vote	Minority Members	Vote
Mr. Sessions	Nay	Mr. McGovern	Yea
Ms. Foxx	Nay	Mr. Hastings of Florida	Yea
Mr. Bishop of Utah	Nay	Mr. Polis	Yea
Mr. Woodall	Nay		
Mr. Nugent	Nay		
Mr. Scott of South Carolina	Nay		
Mr. Webster	Nay		
Mr. Dreier, Chairman	Nay		

Rules Committee record vote No. 217

Motion by Mr. Hastings of Florida to make in order and provide the appropriate waivers for amendment #1, the Congressional Progressive Caucus Substitute, offered by Rep. Honda (CA), Rep. Ellison (MN), and Rep. Grijalva (AZ), which would replace the Sequester Replacement Reconciliation Act of 2012 with alternative deficit reduction proposals including: adoption of the "Buffett Rule," repeal of the unneeded corporate tax expenditure, and closing loopholes that allow businesses to dodge their true tax liability. Defeated: 3–8

Majority Members	Vote	Minority Members	Vote
Mr. Sessions	Nay	Mr. McGovern	Yea
Ms. Foxx	Nay	Mr. Hastings of Florida	Yea
Mr. Bishop of Utah	Nay	Mr. Polis	Yea
Mr. Woodall	Nay		
Mr. Nugent	Nay		
Mr. Scott of South Carolina	Nay		
Mr. Webster	Nay		
Mr. Dreier, Chairman	Nay		

Rules Committee record vote No. 218

Motion by Mr. Sessions to report the rule. Adopted: 8–3.

Majority Members	Vote	Minority Members	Vote
Mr. Sessions	Yea	Mr. McGovern	Nay
Ms. Foxx	Yea	Mr. Hastings of Florida	Nay
Mr. Bishop of Utah	Yea	Mr. Polis	Nay
Mr. Woodall	Yea		
Mr. Nugent	Yea		
Mr. Scott of South Carolina	Yea		
Mr. Webster	Yea		
Mr. Dreier, Chairman	Yea		

