

PROVIDING FOR CONSIDERATION OF THE JOINT RESOLUTION (H.J. RES. 59) MAKING CONTINUING APPROPRIATIONS FOR FISCAL YEAR 2014, AND FOR OTHER PURPOSES, AND PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

SEPTEMBER 18, 2013.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 352]

The Committee on Rules, having had under consideration House Resolution 352, 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.J. Res. 59, the Continuing Appropriations Resolution, 2014, 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 Appropriations. The resolution waives all points of order against consideration of the joint resolution. The resolution provides that the amendment printed in this report shall be considered as adopted and the joint resolution, as amended, shall be considered as read. The resolution waives all points of order against provisions in the joint resolution, as amended. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides that it shall be in order at any time from the calendar day of September 26, 2013, through the calendar day of September 29, 2013, for the Speaker to entertain motions that the House suspend the rules as though under clause 1 of rule XV and that the Speaker or his designee shall consult with the Minority Leader or her designee on the designation of any matter for consideration pursuant to this section.

EXPLANATION OF WAIVERS

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

- Section 302(f) of the Congressional Budget Act, which prohibits consideration of legislation providing new budget authority in excess of a 302(a) or 302(b) allocation of such authority.

- Section 311 of the Congressional Budget Act, which prohibits consideration of legislation that would cause the level of total new budget authority for the first fiscal year to be exceeded or would cause revenues to be less than the level of total revenues for the first fiscal year or for the total of that first fiscal year and the ensuing fiscal years for which allocations are provided.

- Section 314 of the Congressional Budget Act, which prohibits the consideration of legislation that provides budget authority for a fiscal year that exceeds either of the discretionary statutory spending limits. The budget resolution suspended the application of this section for individual spending caps only in the case that the sum total of the spending limits was not exceeded. H. J. Res. 59 provides budget authority in excess of that combined spending total.

Although the resolution waives all points of order against provisions in the joint resolution, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

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. 72

Motion by Ms. Slaughter to make in order and provide the appropriate waivers for amendment #2, offered by Rep. Van Hollen (MD), which funds the government until November 15, 2013 at the FY 2014 pre-sequester discretionary Budget Control Act caps that total \$1.058 trillion and replaces the entire sequester—which will cause deep cuts to domestic priorities and defense for FY 2014—with savings from specific policies that reflect a balanced approach to deficit reduction. The amendment protects our most vulnerable citizens, asks those earning over \$1 million per year to contribute more, eliminates Agriculture direct payments, and cuts subsidies for large oil companies. Defeated: 3–9.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Nay	Ms. Slaughter	Yea
Mr. Bishop of Utah	Nay	Mr. McGovern	Yea
Mr. Cole	Nay	Mr. Hastings of Florida	Yea
Mr. Woodall	Nay	Mr. Polis
Mr. Nugent	Nay		
Mr. Webster	Nay		
Ms. Ros-Lehtinen	Nay		
Mr. Burgess	Nay		
Mr. Sessions, Chairman	Nay		

Rules Committee record vote No. 73

Motion by Ms. Slaughter to make in order and provide the appropriate waivers for amendment #3, offered by Delegate Norton (DC), which permits the District of Columbia government to obligate and expend its local funds for all of fiscal year 2014. Defeated: 3–9.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Nay	Ms. Slaughter	Yea
Mr. Bishop of Utah	Nay	Mr. McGovern	Yea
Mr. Cole	Nay	Mr. Hastings of Florida	Yea
Mr. Woodall	Nay	Mr. Polis
Mr. Nugent	Nay		
Mr. Webster	Nay		
Ms. Ros-Lehtinen	Nay		
Mr. Burgess	Nay		
Mr. Sessions, Chairman	Nay		

SUMMARY OF THE AMENDMENT CONSIDERED AS ADOPTED

Scalise (LA): Fully defunds Obamacare and ensures that the Government can make all principle and interest payments on the national debt and ensure the full payment of Social Security benefits in the event that the debt limit is reached. The amendment adds the text of H.R. 2682, the Defund Obamacare Act of 2013, and the text of H.R. 807 (with a modification), the Full Faith and Credit Act, to the underlying continuing resolution.

TEXT OF AMENDMENT CONSIDERED AS ADOPTED

At the end of the joint resolution (before the short title), insert the following:

SEC. 137. (a) IN GENERAL.—Notwithstanding any other provision of law, no Federal funds shall be made available to carry out any provisions of the Patient Protection and Affordable Care Act (Public Law 111–148) or title I and subtitle B of title II of the Health Care and Education Reconciliation Act of 2010 (Public Law 111–152), or of the amendments made by either such Act.

(b) LIMITATION.—No entitlement to benefits under any provision of the Patient Protection and Affordable Care Act (Public Law 111–148) or title I and subtitle B of title II of the Health Care and Education Reconciliation Act of 2010 (Public Law 111–152), or the amendments made by either such Act, shall remain in effect on and after the date of the enactment of this joint resolution, nor shall any payment be awarded, owed, or made to any State, District, or territory under any such provision.

(c) UNOBLIGATED BALANCES.—Notwithstanding any other provision of law, all unobligated balances available under the provisions of law referred to in subsection (a) are hereby rescinded.

SEC. 138. (a) IN GENERAL.—Until December 15, 2014, in the event that the debt of the United States Government, as defined in section 3101 of title 31, United States Code, reaches the statutory limit, the Secretary of the Treasury shall, in addition to any other authority provided by law, issue obligations under chapter 31 of title 31, United States Code, to pay with legal tender, and solely for the purpose of paying, the principal and interest on obligations of the United States described in subsection (b) after the date of the enactment of this joint resolution.

(b) OBLIGATIONS DESCRIBED.—For purposes of this subsection, obligations described in this subsection are obligations which are—

- (1) held by the public, or
- (2) held by the Old-Age and Survivors Insurance Trust Fund and Disability Insurance Trust Fund.

(c) PROHIBITION ON COMPENSATION FOR MEMBERS OF CONGRESS.—None of the obligations issued under subsection (a) may be used to pay compensation for Members of Congress.

(d) OBLIGATIONS EXEMPT FROM PUBLIC DEBT LIMIT.—Obligations issued under subsection (a) shall not be taken into account in applying the limitation in section 3101(b) of title 31, United States Code, to the extent that such obligation would otherwise cause the limitation in section 3101(b) of title 31, United States Code, to be exceeded.

(e) REPORT ON CERTAIN ACTIONS.—

(1) IN GENERAL.—If, after the date of the enactment of this joint resolution, the Secretary of the Treasury exercises his authority under subsection (a), the Secretary shall thereafter submit a report each week the authority is in use providing an accounting relating to—

(A) the principal on mature obligations and interest that is due or accrued of the United States, and

(B) any obligations issued pursuant to subsection (a).

(2) SUBMISSION.—The report required by paragraph (1) shall be submitted to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate.