

PROVIDING FOR CONSIDERATION OF THE JOINT RESOLUTION (H.J. RES. 75) MAKING CONTINUING APPROPRIATIONS FOR THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS, AND CHILDREN FOR FISCAL YEAR 2014, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES; WAIVING A REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES; AND FOR OTHER PURPOSES

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OCTOBER 3, 2013.—Referred to the House Calendar and ordered to be printed

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

## R E P O R T

[To accompany H. Res. 371]

The Committee on Rules, having had under consideration House Resolution 371, 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 closed rules for H.J. Res. 75, H.J. Res. 76, H.J. Res. 77, H.J. Res. 78, H.J. Res. 79, H.J. Res. 80, H.J. Res. 82, H.J. Res. 83, H.J. Res. 84, and H.J. Res. 85. The resolution provides 40 minutes of debate on each joint resolution 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 each joint resolution and provides that each joint resolution shall be considered as read. The resolution waives all points of order against provisions in each joint resolution. The resolution provides one motion to recommit each joint resolution.

Section 3 of the resolution provides for consideration of H.R. 3223, the Federal Employee Retroactive Pay Fairness Act, under a closed rule. The resolution provides 40 minutes of debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Government Reform. The resolution waives all points of order against consideration of the bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution provides for one motion to recommit.

Section 4 of the resolution waives clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against any resolution reported from the Rules Committee through the legislative day of October 21, 2013.

Section 5 of the resolution provides that it shall be in order at any time through the calendar day of October 20, 2013, for the Speaker to entertain motions that the House suspend the rules 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 H.J. Res. 75, H.J. Res. 76, H.J. Res. 77, H.J. Res. 78, H.J. Res. 79, H.J. Res. 80, H.J. Res. 82, H.J. Res. 83, H.J. Res. 84, and H.J. Res. 85 may include a waiver of clause 11 of rule XXI, prohibiting the consideration of a bill or joint resolution which has not been reported by a committee until the third calendar day (excluding Saturdays, Sundays, or legal holidays except when the House is in session on such a day) on which such measure has been available to Members, Delegates, and the Resident Commissioner. If any one of the aforementioned joint resolutions is considered before it is available for the requisite number of calendar days, then the waiver of clause 11 of rule XXI would be applicable to that joint resolution.

Although the resolution waives all points of order against provisions in H.J. Res. 75, H.J. Res. 76, H.J. Res. 77, H.J. Res. 78, H.J. Res. 79, H.J. Res. 80, H.J. Res. 82, H.J. Res. 83, H.J. Res. 84, and H.J. Res. 85, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 3223 may include a waiver of clause 11 of rule XXI, prohibiting the consideration of a bill or joint resolution which has not been reported by a committee until the third calendar day (excluding Saturdays, Sundays, or legal holidays except when the House is in session on such a day) on which such measure has been available to Members, Delegates, and the Resident Commissioner. If H.R. 3223 is considered before it is available for the requisite number of calendar days, then the waiver of clause 11 of rule XXI would be applicable to that bill.

Although the resolution waives all points of order against provisions in H.R. 3223, 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. 80*

Motion by Ms. Slaughter to add to the end of the rule the following new sections: "Section 6 Immediately upon the adoption of this resolution the joint resolution (H.J. Res. 59) making continuing appropriations for fiscal year 2014, and for other purposes, with the House amendments to the Senate amendment thereto, shall be

taken from the Speaker's table and the pending question shall be, without intervention of any point of order, whether the House shall recede from its amendments and concur in the Senate amendment. The Senate amendment shall be considered as read. The question shall be debatable for 40 minutes equally divided and controlled by the chair and ranking member of the Committee on Appropriations. The previous question shall be considered as ordered on the question of receding from the House amendments and concurring in the Senate amendment without intervening motion or demand for division of the question. Section 7 Clause 1(c) of rule XIX shall not apply to the consideration of H.J. Res. 59 as specified in section 6 of this resolution." Defeated: 4-9.

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 .....	Yea
Mr. Nugent .....	Nay		
Mr. Webster .....	Nay		
Ms. Ros-Lehtinen .....	Nay		
Mr. Burgess .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 81*

Motion by Ms. Foxx to report the rule. Adopted: 9-4.

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