

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3762) TO PROVIDE FOR RECONCILIATION PURSUANT TO SECTION 2002 OF THE CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2016; WAIVING A REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES; AND PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

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OCTOBER 21, 2015.—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. 483]

The Committee on Rules, having had under consideration House Resolution 483, by a record vote of 9 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. 3762, the Restoring Americans' Healthcare Freedom Reconciliation Act of 2015, 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 or their respective designees. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment printed in this report 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. The resolution provides one motion to recommit with or without instructions.

Section 2 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 23, 2015.

Section 3 of the resolution provides that it shall be in order at any time on the legislative day of October 22, 2015, or October 23, 2015 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 the bill includes a waiver of clause 3(e)(1) of rule XIII (“Ramseyer”), requiring a committee report accompanying a bill amending or repealing statutes to show, by typographical device, parts of statute affected. The waiver is provided because the submission provided by the Committee on the Budget was insufficient to meet the standards established by the rule in its current form. The Committee on Rules continues to work with the House Office of Legislative Counsel and committees to determine the steps necessary to comply with the updated rule.

The waiver of all points of order against provisions in the bill, as amended, includes a waiver of the following:

- Clause 4 of rule XXI, which prohibits reporting a bill or joint resolution carrying an appropriation from a committee not having jurisdiction to report an appropriation;
- Clause 5(a) of rule XXI, which prohibits a bill or joint resolution carrying a tax or tariff measure from being 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. 115*

Motion by Ms. Slaughter to make in order and provide the appropriate waivers for amendment #1, offered by Rep. Van Hollen (MD), which calls for bipartisan, bicameral negotiations to raise the Budget Control Act’s discretionary spending caps and establish appropriate offsets to allow appropriations action to proceed and to avoid a government shutdown. If the negotiations do not lead to a deal enacted by November 16, the caps for 2016 are automatically raised to the level in the President’s budget, eliminating the sequester for non-defense discretionary programs and providing the same amount of sequester relief for defense programs. Defeated: 2–9

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Nay	Ms. Slaughter .....	Yea
Mr. Cole .....	Nay	Mr. McGovern .....	Yea
Mr. Woodall .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Burgess .....	Nay	Mr. Polis .....	.....
Mr. Stivers .....	Nay		
Mr. Collins .....	Nay		
Mr. Byrne .....	Nay		
Mr. Newhouse .....	Nay		
Mr. Sessions, Chairman .....	Nay		

##### *Rules Committee record vote No. 116*

Motion by Mr. McGovern to report an open rule. Defeated: 2–9

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Nay	Ms. Slaughter .....	Yea
Mr. Cole .....	Nay	Mr. McGovern .....	Yea
Mr. Woodall .....	Nay	Mr. Hastings of Florida .....	.....
Mr. Burgess .....	Nay	Mr. Polis .....	.....
Mr. Stivers .....	Nay		
Mr. Collins .....	Nay		
Mr. Byrne .....	Nay		
Mr. Newhouse .....	Nay		
Mr. Sessions, Chairman .....	Nay		

*Rules Committee record vote No. 117*

Motion by Ms. Foxx to report the rule. Adopted: 9–2

Majority Members	Vote	Minority Members	Vote
Ms. Foxx .....	Yea	Ms. Slaughter .....	Nay
Mr. Cole .....	Yea	Mr. McGovern .....	Nay
Mr. Woodall .....	Yea	Mr. Hastings of Florida .....	.....
Mr. Burgess .....	Yea	Mr. Polis .....	.....
Mr. Stivers .....	Yea		
Mr. Collins .....	Yea		
Mr. Byrne .....	Yea		
Mr. Newhouse .....	Yea		
Mr. Sessions, Chairman .....	Yea		

SUMMARY OF THE AMENDMENT CONSIDERED AS ADOPTED

Price, Tom (GA): Strikes the section repealing the Independent Payment Advisory Board. Clarifies that the prohibition on Federal funding to States for payments to prohibited entities applies both to payments made directly to a prohibited entity and payments made through a managed care organization and includes the standard exceptions covered by the Hyde amendment.

TEXT OF AMENDMENT CONSIDERED AS ADOPTED

Page 4, line 24, insert before the period the following: “, whether made directly to the prohibited entity or through a managed care organization under contract with the State”.

Page 5, line 15, strike “for elective abortions; and” and insert the following:

for abortions, other than an abortion—

(i) if the pregnancy is the result of an act of rape or incest; or

(ii) in the case where a woman suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the woman in danger of death unless an abortion is performed, including a life-endangering physical condition caused by or arising from the pregnancy itself; and

Page 6, strike line 13.

Page 9, strike lines 9 through 18.