

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 5325) MAKING APPROPRIATIONS FOR THE LEGISLATIVE BRANCH FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017, AND FOR OTHER PURPOSES

JUNE 8, 2016.—Referred to the House Calendar and ordered to be printed

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

R E P O R T

[To accompany H. Res. 771]

The Committee on Rules, having had under consideration House Resolution 771, 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. 5325, the Legislative Branch Appropriations Act, 2017, under a structured rule. The resolution provides one hour of general 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 bill and provides that it shall be considered as read. The resolution waives all points of order against provisions in the bill for failure to comply with clause 2 of rule XXI. The resolution makes in order only those amendments printed in this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in this report. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides that during consideration of H.R. 5325, section 3304 of Senate Concurrent Resolution 11 shall not apply.

EXPLANATION OF WAIVERS

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

- 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 Appropriations 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;
- Section 3(d)(5) of H. Res. 5, which prohibits the consideration of a general appropriation bill, unless it includes a spending reduction account; and
- Section 306 of the Congressional Budget Act, which prohibits consideration of legislation within the jurisdiction of the Committee on the Budget unless referred to or reported by the Budget Committee.

The resolution includes a waiver of points of order against provisions in the bill for failure to comply with clause 2 of rule XXI, which prohibits unauthorized appropriations or legislative provisions in an appropriations bill. This waiver is necessary because the bill contains unauthorized appropriations and legislative provisions.

Although the resolution waives all points of order against the amendments printed in this report, 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. 183

Motion by Mr. McGovern to make in order and provide the appropriate waivers for amendment #12, offered by Rep. Wasserman Schultz (FL), which provides for the restatement of the Library of Congress’ existing policy regarding certain Subject Headings and amendment #24, offered by Rep. Maloney (NY); Rep. Peters (CA) and Rep. Hanna (NY), which prohibits funds from being used to contravene the President’s Executive Order pertaining to equal employment in Federal government contracting. Defeated: 2–8

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

Rules Committee record vote No. 184

Motion by Mr. Cole to report the rule. Adopted: 9–2

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

SUMMARY OF THE AMENDMENTS MADE IN ORDER

1. Speier (CA): Increases funding for the Sergeant at Arms by \$100,000 for additional clearance investigations, and decreases the Office of the Clerk by the same amount. (10 minutes)

2. Ellison (MN), Grijalva (AZ): Reprograms funds to create an Office of Good Jobs for the House of Representatives. (10 minutes)

3. Blumenauer (OR): Requires the Architect of the Capitol to conduct a feasibility study regarding the installation and operation of Capital Bikeshare stations on Capitol Grounds. (10 minutes)

4. Welch (VT), Matsui (CA): Transfers \$500,000 from the Capital Construction and Operations account to the Capitol Building and House Office Buildings accounts, appropriating \$250,000 to each. This amendment would bring the Capitol and House office buildings into compliance with General Services Administration requirements for federal buildings regarding lactation stations for breastfeeding mothers. (10 minutes)

5. Sanford (SC): Transfers \$430,000 from the John C. Stennis Center for Public Service Training and Development to the spending reduction account. (10 minutes)

6. Blackburn (TN): Provides for a one percent across the board cut to the bill's spending levels. Accounts for the Capitol Police, Architect of the Capitol-Capitol Police Buildings, Grounds and Security, and Office of the Sergeant At Arms shall not be reduced. (10 minutes)

7. Flores (TX), Blackburn (TN), Walker (NC): Prohibits funds from being used for the manufacturing of government security credentials by the Government Publishing Office (GPO) for any agency other than Capitol Police and the Sergeant at Arms of the House of Representatives. (10 minutes)

8. Gosar (AZ): Prohibits any funds for delivering printed copies of the United States House of Representatives Telephone Directory to the office of any Member of the House of Representatives. (10 minutes)

9. Gosar (AZ): Prohibits any funds for delivering printed copies of the President's Budget to the office of any Member of the House of Representatives. (10 minutes)

10. Grayson (FL): Expands the list of parties with whom the federal government is prohibited from contracting due to serious misconduct on the part of the contractors. (10 minutes)

11. Takano (CA), Esty (CT), Foster (IL), Lujan (NM): Appropriates \$2.5 million to re-institute the Office of Technology Assess-

ment (OTA), offset from funds from the Architect of the Capitol's Capital Construction and Operations Account. (10 minutes)

12. Russell (OK): Prohibits use of funds under this Act to be used to deliver a printed copy of the Federal Register to a Member of the House of Representatives. (10 minutes)

13. Pearce (NM): Reduces the Office of Congressional Ethics budget to FY16 levels and transfers remaining funds to the deficit reduction account. (10 minutes)

TEXT OF AMENDMENTS MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SPEIER OF CALIFORNIA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 4, line 13, after the second dollar amount, insert "(reduced by \$100,000)".

Page 4, line 18, after the first dollar amount, insert "(increased by \$100,000)".

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ELLISON OF MINNESOTA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 4, line 22, after the first dollar amount, insert "(reduced by \$1,000,000) (increased by \$1,000,000)".

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLUMENAUER OF OREGON OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 17, line 6, after the dollar amount, insert "(reduced by \$100,000) (increased by \$100,000)".

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WELCH OF VERMONT OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 17, line 6, after the dollar amount, insert "(reduced by \$500,000)".

Page 17, line 11, after the dollar amount, insert "(increased by \$250,000)".

Page 17, line 23, after the first dollar amount, insert "(increased by \$250,000)".

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SANFORD OF SOUTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 39, line 2, after the dollar amount, insert "(reduced by \$430,000)".

Page 42, line 17, after the dollar amount, insert "(increased by \$430,000)".

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLACKBURN OF TENNESSEE OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. (a) Each amount made available by this Act is hereby reduced by 1 percent.

(b) The reduction in subsection (a) shall not apply with respect to—

- (1) accounts under the heading “Capitol Police”;
- (2) “Architect of the Capitol—Capitol Police Buildings, Grounds and Security”; or
- (3) the amount provided for salaries and expenses of the Office of the Sergeant at Arms under the heading “House of Representatives—Salaries, Officers and Employees”.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FLORES OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. None of the funds made available by this Act may be used by the Government Publishing Office for the manufacture of secure credentials for any agency other than the United States Capitol Police and the Sergeant at Arms of the House of Representatives.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOSAR OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. None of the funds made available by this Act may be used to deliver a printed copy of the United States House of Representatives Telephone Directory to the office of any Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOSAR OF ARIZONA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. None of the funds made available by this Act may be used to deliver a printed copy of the Budget of the United States Government; Analytical Perspectives, Budget of the United States Government; or the Appendix, Budget of the United States Government, to the office of any Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAYSON OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. None of the funds made available by this Act may be used to enter into a contract with any offeror or any of its principals if the offeror certifies, as required by Federal Acquisition Regulation, that the offeror or any of its principals—

(1) within a three-year period preceding the offer, has been convicted of or had a civil judgment rendered against it for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) contract or subcontract; violation of Federal or State antitrust statutes relating to the submission of offers; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property;

(2) are presently indicted for, or otherwise criminally or civilly charged by a governmental entity with, commission of any of the offenses enumerated above in paragraph (1); or

(3) within a three-year period preceding the offer, has been notified of any delinquent Federal taxes in an amount that exceeds \$3,000 for which the liability remains unsatisfied.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TAKANO OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. There is appropriated, for salaries and expenses of the Office of Technology Assessment as authorized by the Technology Assessment Act of 1972 (2 U.S.C. 471 et seq.) \$2,500,000, to be derived from a reduction of \$2,500,000 in the amount provided in this Act for the item for "Architect of the Capitol, Capital Construction and Operations".

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RUSSELL OF OKLAHOMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill (before the short title), insert the following:
 SEC. _____. None of the funds made available by this Act may be used to deliver a printed copy of the Federal Register to a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) unless the Member requests a copy.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PEARCE OF NEW MEXICO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 12, after the dollar amount, insert "(reduced by \$190,970)".

Page 5, line 14, after the dollar amount, insert "(reduced by \$190,970)".

Page 6, line 1, after the dollar amount, insert "(reduced by \$190,970)".

Page 42, line 17, after the dollar amount, insert "(increased by \$190,970)".