

111TH CONGRESS
1ST SESSION

H. RES. 100

Amending the Rules of the House of Representatives to provide for earmark reform.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 28, 2009

Mr. PUTNAM submitted the following resolution; which was referred to the Committee on Rules, and in addition to the Committee on Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

RESOLUTION

Amending the Rules of the House of Representatives to provide for earmark reform.

- 1 *Resolved*, That (a) clause 9 of rule XXI of the Rules
- 2 of the House of Representatives is amended by adding the
- 3 following new paragraphs:
- 4 “(h)(1) Except as provided by subparagraph (2), it
- 5 shall not be in order to consider any bill or joint resolution
- 6 (or accompanying report), amendment, or conference re-
- 7 port that contains a congressional earmark for a nonpublic
- 8 entity.

1 “(2) Subparagraph (1) shall not apply to any institu-
2 tion of higher education within the meaning of section 101
3 of the Higher Education Act of 1965.

4 “(i) It shall not be in order to consider any bill or
5 joint resolution (or accompanying report), amendment, or
6 conference report that contains a congressional earmark
7 for any entity named after an individual then serving as
8 a Member, Delegate, Resident Commissioner, or Sen-
9 ator.”.

10 (b)(1) Clause 17 of rule XXIII of the Rules of the
11 House of Representatives is amended by redesignating
12 paragraph (b) as paragraph (c), in such redesignated
13 paragraph (c) by striking:

14 “(b) Whenever any Member, Delegate, or Resident
15 Commissioner requests a congressional earmark in any bill
16 or joint resolution (or accompanying report)—

17 “(1) that Member, Delegate, or Resident Commis-
18 sioner shall include the amount requested, the project
19 name, and a project description of the matter that is the
20 subject of that congressional earmark, and submit such
21 information to the Clerk for posting on the Web site of
22 the Clerk within 24 hours of making such request;

23 “(2) that request, in the case of an earmark for non-
24 Federal entity, shall be accompanied by a letter of support
25 from that entity that would receive the earmark certifying

1 that it will provide matching funds in an amount not less
2 than 10 percent of the amount of the earmark; and

3 “(3) that Member, Delegate, or Resident Commis-
4 sioner shall provide a written statement to the chairman
5 and ranking minority member of the committee of juris-
6 diction certifying that no family member of that Member,
7 Delegate, or Resident Commissioner has any financial in-
8 terest in the earmark.”.

9 (2) Clause 17 of rule XXIII of the Rules of the House
10 of Representatives is further amended by adding at the
11 end the following new paragraph:

12 “(c) In this clause, the term ‘family member’ has the
13 same meaning as the term ‘relative’ in section 109 of the
14 Ethics in Government Act of 1978 (5 U.S.C. App.).”.

15 (c) Clause 2 of rule II of the Rules of the House of
16 Representatives is amended by adding at the end the fol-
17 lowing new paragraph:

18 “(l) The Clerk shall post on the Web site of the Clerk
19 an up-to-date list of all information submitted to the Clerk
20 pursuant to clause 7(b)(1) of rule XXIII under a heading
21 entitled ‘Member Spending Requests.’.”.

