

115TH CONGRESS  
1ST SESSION

# H. R. 1326

To direct the Secretary of Defense to submit to Congress a certain study by the Defense Business Board regarding potential cost savings in the Department of Defense and to provide for expedited consideration of legislation to implement such cost savings.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 2017

Mr. SCHRADER (for himself and Mr. WELCH) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on Rules, 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

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## A BILL

To direct the Secretary of Defense to submit to Congress a certain study by the Defense Business Board regarding potential cost savings in the Department of Defense and to provide for expedited consideration of legislation to implement such cost savings.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Defense  
5 Overhead Cost Savings and Transparency Act”.

1 **SEC. 2. SUBMISSION OF REPORT.**

2 (a) IN GENERAL.—Not later than 30 days after the  
3 date of the enactment of this Act, the Secretary of Defense  
4 shall submit to the congressional defense committees the  
5 covered study and any supporting information used by the  
6 Defense Business Board to conduct such study.

7 (b) PUBLIC RELEASE.—Pursuant to section 122a of  
8 title 10, United States Code, the Secretary shall ensure  
9 that the covered study is made publicly available.

10 (c) DEFINITIONS.—In this section:

11 (1) The term “congressional defense commit-  
12 tees” has the meaning given that term in section  
13 101(a)(16) of title 10, United States Code.

14 (2) The term “covered study” means the study  
15 conducted by the Defense Business Board titled  
16 “Transforming Department of Defense’s Core Busi-  
17 ness Processes for Revolutionary Change”.

18 **SEC. 3. EXPEDITED CONSIDERATION OF LEGISLATION TO**  
19 **IMPLEMENT STUDY.**

20 (a) QUALIFYING LEGISLATION DEFINED.—In this  
21 section, the term “qualifying legislation” means a bill or  
22 joint resolution of the House of Representatives or the  
23 Senate—

24 (1) that is introduced by the Chairman or rank-  
25 ing member of the Committee on Armed Services of  
26 the House of Representatives, the Chairman or

1 ranking member of the Committee on Armed Serv-  
2 ices of the Senate, the Majority Leader of the House  
3 of Representatives, the Minority Leader of the  
4 House of Representatives, the Majority Leader of  
5 the Senate, or the Minority Leader of the Senate;

6 (2) the title of which is as follows: “To imple-  
7 ment cost savings in the Department of Defense as  
8 identified by the Defense Business Board.”; and

9 (3) consists solely of the following provisions:

10 (A) Provisions that allow for a short title,  
11 findings, or other text that does not affect the  
12 authority or responsibility of the President or a  
13 department or agency of the Federal Govern-  
14 ment.

15 (B) Provisions that implement not less  
16 than 80 percent of the cost savings in the De-  
17 partment of Defense as identified by the De-  
18 fense Business Board in the study titled  
19 “Transforming Department of Defense’s Core  
20 Business Processes for Revolutionary Change”  
21 and submitted to Congress pursuant to section  
22 2.

23 (b) CONSIDERATION.—

24 (1) COMMITTEE REFERRAL.—Qualifying legisla-  
25 tion that is introduced in the House of Representa-

1       tives shall be referred to the Committee on Armed  
2       Services of the House of Representatives. Qualifying  
3       legislation introduced in the Senate shall be referred  
4       to the Committee on Armed Services of the Senate.

5           (2) REPORTING AND DISCHARGE.—If the com-  
6       mittee to which qualifying legislation is referred has  
7       not reported the qualifying legislation within 10 ses-  
8       sion days after the date of referral of the legislation,  
9       the committee shall be discharged from further con-  
10      sideration of the legislation, and the qualifying legis-  
11      lation shall be placed on the appropriate calendar of  
12      the House involved.

13          (3) CONSIDERATION.—On or after the third  
14      day after the date on which the committee to which  
15      qualifying legislation is referred has reported, or has  
16      been discharged under paragraph (2) from further  
17      consideration of, such legislation, it is in order (even  
18      though a previous motion to the same effect has  
19      been disagreed to) for any Member of the respective  
20      House to move to proceed to the consideration of the  
21      qualifying legislation. A Member may make the mo-  
22      tion only on the day after the calendar day on which  
23      the Member announces to the House concerned the  
24      Member's intention to make the motion, except that,  
25      in the case of the House of Representatives, the mo-

1       tion may be made without such prior announcement  
2       if the motion is made by direction of the committee  
3       to which the qualifying legislation was referred. All  
4       points of order against the qualifying legislation  
5       (and against consideration of the qualifying legisla-  
6       tion) are waived. The motion is highly privileged in  
7       the House of Representatives and is privileged in the  
8       Senate and is not debatable. The motion is not sub-  
9       ject to amendment, or to a motion to postpone, or  
10      to a motion to proceed to the consideration of other  
11      business. A motion to reconsider the vote by which  
12      the motion is agreed to or disagreed to shall not be  
13      in order. If a motion to proceed to the consideration  
14      of the qualifying legislation is agreed to, the respec-  
15      tive House shall immediately proceed to consider-  
16      ation of the qualifying legislation without intervening  
17      motion, order, or other business, and the qualifying  
18      legislation shall remain the unfinished business of  
19      the respective House until disposed of.

20           (4) DEBATE.—Debate on qualifying legislation,  
21      and on all debatable motions and appeals in connec-  
22      tion therewith, shall be limited to not more than 20  
23      hours, which shall be divided equally between, and  
24      controlled by, the Majority Leader and the Minority  
25      Leader or their designees. A motion to further limit

1 debate is in order and not debatable. The only  
2 amendments to the qualifying legislation that are in  
3 order are amendments that seek to ensure the quali-  
4 fying legislation meets the criteria under subsection  
5 (a)(3). A motion to postpone, or a motion to proceed  
6 to the consideration of other business, or a motion  
7 to recommit the qualifying legislation is not in order.  
8 A motion to reconsider the vote by which the quali-  
9 fying legislation is agreed to or disagreed to is not  
10 in order.

11 (5) VOTE ON PASSAGE.—Immediately following  
12 the conclusion of the debate on the qualifying legis-  
13 lation and a single quorum call at the conclusion of  
14 the debate if requested in accordance with the rules  
15 of the appropriate House, the vote on final passage  
16 of the qualifying legislation shall occur.

17 (6) RULINGS OF THE CHAIR ON PROCEDURE.—  
18 Appeals from the decisions of the Chair relating to  
19 the application of the rules of the Senate or the  
20 House of Representatives, as the case may be, to the  
21 procedure relating to qualifying legislation shall be  
22 decided without debate.

23 (c) CONSIDERATION BY OTHER HOUSE.—

24 (1) IN GENERAL.—If, before the passage by one  
25 House of qualifying legislation of that House, that

1 House receives from the other House qualifying leg-  
2 islation, then the following procedures shall apply:

3 (A) The qualifying legislation of the other  
4 House shall not be referred to a committee and  
5 may not be considered in the House receiving it  
6 except in the case of final passage as provided  
7 in subparagraph (B)(ii).

8 (B) With respect to any qualifying legisla-  
9 tion of the House receiving the qualifying legis-  
10 lation—

11 (i) the procedure in that House shall  
12 be the same as if no qualifying legislation  
13 had been received from the other House;  
14 but

15 (ii) the vote on final passage shall be  
16 on the qualifying legislation of the other  
17 House.

18 (2) DISPOSITION.—Upon disposition of the  
19 qualifying legislation received from the other House,  
20 it shall no longer be in order to consider the quali-  
21 fying legislation that originated in the receiving  
22 House.

23 (d) RULES OF THE SENATE AND HOUSE OF REP-  
24 RESENTATIVES.—This section is enacted by Congress—

1           (1) as an exercise of the rulemaking power of  
2       the Senate and the House of Representatives, re-  
3       spectively, and as such is deemed a part of the rules  
4       of each House, respectively, but applicable only with  
5       respect to the procedure to be followed in that  
6       House in the case of qualifying legislation described  
7       in subsection (a)(1), and supersedes other rules only  
8       to the extent that this section is inconsistent with  
9       such rules; and

10          (2) with full recognition of the constitutional  
11       right of either House to change the rules (so far as  
12       relating to the procedure of that House) at any time,  
13       in the same manner, and to the same extent as in  
14       the case of any other rule of that House.

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