

[CONFERENCE PRINT]

112TH CONGRESS
1ST SESSION**H. RES. 5**

Adopting rules for the One Hundred Twelfth Congress.

IN THE HOUSE OF REPRESENTATIVES

M. _____ submitted the following resolution; which was referred to
the Committee on _____**RESOLUTION**

Adopting rules for the One Hundred Twelfth Congress.

1 *Resolved*, That the Rules of the House of Representa-
2 tives of the One Hundred Eleventh Congress, including
3 applicable provisions of law or concurrent resolution that
4 constituted rules of the House at the end of the One Hun-
5 dred Eleventh Congress, are adopted as the Rules of the
6 House of Representatives of the One Hundred Twelfth
7 Congress, with amendments to the standing rules as pro-
8 vided in section 2, and with other orders as provided in
9 sections 3, 4, and 5.

1 **SECTION 2. CHANGES TO THE STANDING RULES.**

2 (a) **CITING AUTHORITY UNDER THE CONSTITU-**
3 **TION.—**

4 (1) In clause 7 of rule XII, add the following
5 new paragraph:

6 “(e)(1) A bill or joint resolution may not be in-
7 troduced unless the sponsor submits for printing in
8 the Congressional Record a statement citing as spe-
9 cifically as practicable the power or powers granted
10 to Congress in the Constitution to enact the bill or
11 joint resolution. The statement shall appear in a
12 portion of the Record designated for that purpose
13 and be made publicly available in electronic form by
14 the Clerk.

15 “(2) Before consideration of a Senate bill or joint res-
16 olution, the chair of a committee of jurisdiction may sub-
17 mit the statement required under subparagraph (1) as
18 though the chair were the sponsor of the Senate bill or
19 joint resolution.”.

20 (2) In clause 3(d) of rule XIII, strike subpara-
21 graph (1) (and redesignate the succeeding para-
22 graphs accordingly).

23 (b) **THREE-DAY AVAILABILITY FOR UNREPORTED**
24 **MEASURES.—**In rule XXI, add the following new clause:

25 “11. It shall not be in order to consider a bill or joint
26 resolution which has not been reported by a committee

3

1 until the third calendar day (excluding Saturdays, Sun-
2 days, or legal holidays except when the House is in session
3 on such a day) on which such measure has been available
4 to Members, Delegates, and the Resident Commissioner.”.

5 (c) TRANSPARENCY FOR HOUSE AND COMMITTEE
6 OPERATIONS.—

7 (1) STANDARDS FOR ELECTRONIC DOCU-
8 MENTS.—In clause 4(d) of rule X, add the following
9 new paragraph:

10 “(3) The Committee on House Administration
11 shall establish and maintain standards for making
12 documents publicly available in electronic form by
13 the House and its committees.”.

14 (2) ENSURING THAT TEXT IS PUBLICLY AVAIL-
15 ABLE IN ELECTRONIC FORM.—In rule XXIX, add
16 the following new clause:

17 “3. If a measure or matter is publicly available in
18 electronic form at a location designated by the Committee
19 on House Administration, it shall be considered as having
20 been available to Members, Delegates, and the Resident
21 Commissioner for purposes of these rules.”.

22 (3) MINIMUM NOTICE PERIOD FOR COMMITTEE
23 MEETINGS AND HEARINGS.—Amend clause 2(g)(3)
24 of rule XI to read as follows:

1 “(3)(A) The chair of a committee shall
2 make a public announcement of the date, place,
3 and subject matter of—

4 “(i) a committee hearing, which may not
5 commence earlier than one week after such no-
6 tice; or

7 “(ii) a committee meeting, which may not
8 commence earlier than the third day on which
9 members have notice thereof.

10 “(B) A hearing or meeting may begin sooner
11 than specified in subdivision (A) in either of the fol-
12 lowing circumstances (in which case the chair shall
13 make the announcement specified in subdivision (A)
14 at the earliest possible time):

15 “(i) the chair of the committee, with the
16 concurrence of the ranking minority member,
17 determines that there is good cause; or

18 “(ii) the committee so determines by ma-
19 jority vote in the presence of the number of
20 members required under the rules of the com-
21 mittee for the transaction of business.

22 “(C) An announcement made under this sub-
23 paragraph shall be published promptly in the Daily
24 Digest and made publicly available in electronic
25 form.

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8 commence earlier than the third day on which
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10 “(B) A hearing or meeting may begin sooner
11 than specified in subdivision (A) in either of the fol-
12 lowing circumstances (in which case the chair shall
13 make the announcement specified in subdivision (A)
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15 “(i) the chair of the committee, with the
16 concurrence of the ranking minority member,
17 determines that there is good cause; or

18 “(ii) the committee so determines by ma-
19 jority vote in the presence of the number of
20 members required under the rules of the com-
21 mittee for the transaction of business.

22 “(C) An announcement made under this sub-
23 paragraph shall be published promptly in the Daily
24 Digest and made publicly available in electronic
25 form.

1 “(D) This subparagraph and subparagraph (4)
2 shall not apply to the Committee on Rules.”.

3 (4) MINIMUM PERIOD FOR AVAILABILITY OF
4 COMMITTEE MARKUP TEXT.—In clause 2(g) of rule
5 XI, insert the following new subparagraph, and re-
6 designate the succeeding subparagraphs accordingly:

7 “(4) At least 24 hours prior to the com-
8 mencement of a meeting for the markup of leg-
9 islation, or at the time of an announcement
10 under subparagraph (3)(B) made within 24
11 hours before such meeting, the chair of the
12 committee shall cause the text of such legisla-
13 tion to be made publicly available in electronic
14 form.”.

15 (5) AVAILABILITY OF VOTES IN ELECTRONIC
16 FORM.—In clause 2(e)(1)(B)(i) of rule XI—

17 (A) in the first sentence, before the period
18 at the end thereof insert “and also made pub-
19 licly available in electronic form within 48 hours
20 of such record vote”; and

21 (B) in the second sentence, strike “for
22 public inspection”.

23 (6) AVAILABILITY OF THE TEXT OF AMEND-
24 MENTS IN ELECTRONIC FORM.—In clause 2(e) of
25 rule XI, add the following new subparagraph:

6

1 “(6)(A) Not later than 24 hours after com-
2 mencing a meeting to consider a measure or
3 matter, the chair of such committee shall cause
4 the text of such measure or matter to be made
5 publicly available in electronic form.

6 “(B) Not later than 24 hours after the
7 adoption of any amendment to a measure or
8 matter considered by a committee, the chair of
9 such committee shall cause the text of each
10 such amendment to be made publicly available
11 in electronic form.”.

12 (7) AVAILABILITY OF “TRUTH IN TESTIMONY”
13 INFORMATION IN ELECTRONIC FORM.—In clause
14 2(g)(4) of rule XI, add the following new sentence:
15 “Such statements, with appropriate redactions to
16 protect the privacy of the witness, shall be made
17 publicly available in electronic form not later than
18 one day after the witness appears.”

19 (8) AVAILABILITY OF COMMITTEE RULES IN
20 ELECTRONIC FORM.—In clause 2(a) of rule XI,
21 amend subparagraph (2) to read as follows:

22 “(2) Each committee shall make its rules
23 publicly available in electronic form and submit
24 such rules for publication in the Congressional
25 Record not later than 30 days after the chair

1 of the committee is elected in each odd-num-
2 bered year.”.

3 (9) AVAILABILITY OF ATTENDANCE RECORDS
4 IN ELECTRONIC FORM.—In clause 2(e)(1)(A) of rule
5 XI—

6 (A) strike “and” at the end of item (i);
7 and

8 (B) insert the following new item and re-
9 designate the succeeding item accordingly:

10 “(ii) a list of the names of each
11 member in attendance at a hearing or
12 meeting, which shall be made publicly
13 available in electronic form not more
14 than one day after the completion of
15 each day of hearings or meetings;
16 and”.

17 (10) AUDIO AND VIDEO COVERAGE OF COM-
18 MITTEE HEARINGS AND MEETINGS.—In clause 2(e)
19 of rule XI, add the following new subparagraph:

20 “(5) To the maximum extent practicable,
21 each committee shall—

22 “(A) provide audio and video coverage
23 of each hearing or meeting for the trans-
24 action of business in a manner that allows

1 the public to easily listen to and view the
2 proceedings; and

3 “(B) maintain the recordings of such
4 coverage in a manner that is easily acces-
5 sible to the public.”.

6 (11) RECORD VOTES IN THE COMMITTEE ON
7 RULES.—In clause 3(b) of rule XIII, strike “a re-
8 port by the Committee on Rules on a rule, joint rule,
9 or the order of business or to”.

10 (d) INITIATIVES TO REDUCE SPENDING AND IM-
11 PROVE ACCOUNTABILITY.—

12 (1) CUT-AS-YOU-GO.—In rule XXI, amend
13 clause 10 to read as follows:

14 “10.(a)(1) Except as provided in paragraphs (b) and
15 (c), it shall not be in order to consider a bill or joint reso-
16 lution, or an amendment thereto or a conference report
17 thereon, if the provisions of such measure have the net
18 effect of increasing mandatory spending for the period of
19 either—

20 “(A) the current year, the budget year, and the
21 four fiscal years following that budget year; or

22 “(B) the current year, the budget year, and the
23 nine fiscal years following that budget year;.

24 “(2) For the purpose of this clause, the terms ‘budget
25 year’ and ‘current year’ have the meanings specified in

9

1 section 250 of the Balanced Budget and Emergency Def-
2 icit Control Act of 1985, and the term ‘mandatory spend-
3 ing’ has the meaning of ‘direct spending’ specified in such
4 section 250 except that such term shall also include provi-
5 sions in appropriation Acts that make outyear modifica-
6 tions to substantive law as described in section 3(4)(C)
7 of the Statutory Pay-As-You-Go Act of 2010.

8 “(b) If a bill or joint resolution, or an amendment
9 thereto, is considered pursuant to a special order of the
10 House directing the Clerk to add as new matter at the
11 end of such bill or joint resolution the entire text of a
12 separate measure or measures as passed by the House,
13 the new matter proposed to be added shall be included
14 in the evaluation under paragraph (a) of the bill, joint res-
15 olution, or amendment.

16 “(c)(1) Except as provided in subparagraph (2), the
17 evaluation under paragraph (a) shall exclude a provision
18 expressly designated as an emergency for the Statutory
19 Pay-As-You-Go Act of 2010, in the case of a point of order
20 under this clause against consideration of—

21 “(A) a bill or joint resolution;

22 “(B) an amendment made in order as original
23 text by a special order of business;

24 “(C) a conference report; or

25 “(D) an amendment between the Houses.

1 “(2) In the case of an amendment (other than one
2 specified in subparagraph (1)) to a bill or joint resolution,
3 the evaluation under paragraph (a) shall give no cog-
4 nizance to any designation of emergency.”.

5 (2) REQUIRING A VOTE ON RAISING THE DEBT
6 LIMIT.—Rule XXVIII is amended to read as follows:

7 “RULE XXVIII

8 “(RESERVED.)”.

9 (3) CLARIFYING THE ROLE OF THE CHAIR OF
10 THE COMMITTEE ON THE BUDGET.—In rule XXIX,
11 add the following new clause:

12 “4. Authoritative guidance from the Committee on
13 the Budget concerning the impact of a legislative propo-
14 sition on the levels of new budget authority, outlays, direct
15 spending, new entitlement authority and revenues may be
16 provided by the chair of the committee.”.

17 (4) HIGHWAY FUNDING.—In rule XXI, amend
18 clause 3 to read as follows:

19 “3. It shall not be in order to consider a bill, joint
20 resolution, or conference report that—

21 “(a) provides spending authority derived from re-
22 ceipts deposited in the Highway Trust Fund (excluding
23 any transfers from the General Fund of the Treasury);
24 or

1 “(b) reduces or otherwise limits the accruing balances
2 of the Highway Trust Fund,
3 for any purpose other than for those activities authorized
4 for the highway or mass transit categories.”.

5 (5) LIMITATION ON INCREASES IN DIRECT
6 SPENDING IN RECONCILIATION INITIATIVES.—

7 Amend clause 7 of rule XXI to read as follows:

8 “7. It shall not be in order to consider a concurrent
9 resolution on the budget, or an amendment thereto, or a
10 conference report thereon that contain reconciliation direc-
11 tives under section 310 of the Congressional Budget Act
12 of 1974 that specify changes in law such that the reconcili-
13 ation legislation reported pursuant to such directives
14 would cause an increase in net direct spending for the pe-
15 riod covered by such concurrent resolution.”.

16 (e) OTHER CHANGES TO HOUSE OPERATIONS.—

17 (1) TWO-MINUTE VOTING.—In clause 6 of rule
18 XVIII—

19 (A) in paragraph (f), strike “five minutes”
20 and insert “not less than two minutes”; and

21 (B) in paragraph (g), strike “five minutes”
22 and insert “not less than two minutes”.

23 (2) USE OF ELECTRONIC DEVICES ON THE
24 FLOOR.—In clause 5 of rule XVII, amend the penul-
25 timate sentence to read as follows: “A person on the

1 floor of the House may not smoke or use a mobile
2 electronic device that impairs decorum.”

3 (3) UPDATING RULES GOVERNING THE
4 MEDIA.—

5 (A) In clause 2 of rule VI, strike the pe-
6 nultimate sentence, and amend the last sen-
7 tence to read as follows: “The Speaker may
8 admit to the floor, under such regulations as
9 the Speaker may prescribe, not more than one
10 representative of each press association.”

11 (B) In clause 3 of rule VI, strike the last
12 sentence and insert “The Speaker may admit to
13 the floor, under such regulations as the Speaker
14 may prescribe, not more than one representa-
15 tive of each media outlet.”

16 (C) In clause 4(f)(7) of rule XI, strike the
17 first sentence.

18 (4) VOTING BY DELEGATES AND THE RESIDENT
19 COMMISSIONER IN THE COMMITTEE OF THE
20 WHOLE.—

21 (A) In clause 3(a) of rule III, strike the
22 first sentence.

23 (B) In rule XVIII—

24 (i) in clause 1, strike “, Delegate, or
25 the Resident Commissioner”; and

1 (ii) strike paragraph (h).

2 (5) MOTIONS TO STRIKE IN THE COMMITTEE
3 OF THE WHOLE.—In rule XVIII, strike clause 11
4 (and redesignate the succeeding clause accordingly).

5 (6) CLARIFYING JURISDICTION OVER CERTAIN
6 CEMETERIES.—In clause 1(e) of rule X, add the fol-
7 lowing subparagraph:

8 “(16) Cemeteries administered by the De-
9 partment of Defense.”.

10 (7) DESIGNATING COMMITTEE ON EDUCATION
11 AND THE WORKFORCE.—In rule X—

12 (A) in clause 1(e), strike “Committee on
13 Education and Labor” and insert “Committee
14 on Education and the Workforce”; and

15 (B) in clause 3(d), strike “Committee on
16 Education and Labor” and insert “Committee
17 on Education and the Workforce”.

18 (8) DESIGNATING COMMITTEE ON ETHICS.—

19 (A) In the standing rules, strike “Com-
20 mittee on Standards of Official Conduct” each
21 place it appears and insert (in each instance)
22 “Committee on Ethics”.

23 (B) In clause 1 of rule X—

14

1 (i) insert paragraph (q) after para-
2 graph (f) (and redesignate the succeeding
3 paragraphs accordingly); and

4 (ii) in paragraph (k), as redesign-
5 nated,—

6 (I) in subparagraph (4), strike
7 “paragraph (r)(11)” and insert “para-
8 graph (s)(11)”; and

9 (II) in subparagraph (5), strike
10 “paragraph (r)(11)” and insert “para-
11 graph (s)(11)”.

12 (9) DESIGNATING THE COMMITTEE ON
13 SCIENCE, SPACE, AND TECHNOLOGY.—In rule X—

14 (A) in clause 1(e), strike “Committee on
15 Science and Technology” and insert “Com-
16 mittee on Science, Space, and Technology”;

17 (B) in clause 3(k), strike “Committee on
18 Science and Technology” and insert “Com-
19 mittee on Science, Space, and Technology”.

20 (10) ELIMINATING THE SELECT INTELLIGENCE
21 OVERSIGHT PANEL.—In clause 4(a) of rule X, strike
22 subparagraph (5).

23 (11) ADJUSTING THE SIZE OF THE PERMANENT
24 SELECT COMMITTEE ON INTELLIGENCE.—In clause

1 11(a)(1) of rule X, strike “22” and insert “20” and
2 strike “13” and insert “12”.

3 (12) RESTORING THE TERM LIMIT RULE FOR
4 COMMITTEE CHAIRS.—In clause 5 of rule X, redesignate
5 paragraph (c) as subparagraph (c)(1) and add
6 the following new subparagraph:

7 “(2) Except in the case of the Committee
8 on Rules, a member of a standing committee
9 may not serve as chair of the same standing
10 committee, or of the same subcommittee of a
11 standing committee, during more than three
12 consecutive Congresses (disregarding for this
13 purpose any service for less than a full session
14 in a Congress).”.

15 (13) COMMITTEE ACTIVITY REPORTS.—In
16 clause 1 of rule XI, amend paragraph (d) to read as
17 follows:

18 “(d)(1) Not later than the 30th day after June
19 1 and December 1, a committee shall submit to the
20 House a semiannual report on the activities of that
21 committee.

22 “(2) Such report shall include—

23 “(A) separate sections summarizing the
24 legislative and oversight activities of that com-

1 mittee under this rule and rule X during the
2 applicable period;

3 “(B) in the case of the first such report,
4 a summary of the oversight plans submitted by
5 the committee under clause 2(d) of rule X;

6 “(C) a summary of the actions taken and
7 recommendations made with respect to the
8 oversight plans specified in subdivision (B);

9 “(D) a summary of any additional over-
10 sight activities undertaken by that committee
11 and any recommendations made or actions
12 taken thereon; and

13 “(E) a delineation of any hearings held
14 pursuant to clauses 2(n), (o), or (p) of this
15 rule.

16 “(3) After an adjournment sine die of a regular
17 session of a Congress, or after December 15, which-
18 ever occurs first, the chair of a committee may file
19 the second or fourth semiannual report described in
20 subparagraph (1) with the Clerk at any time and
21 without approval of the committee, provided that—

22 “(A) a copy of the report has been avail-
23 able to each member of the committee for at
24 least seven calendar days; and

1 “(B) the report includes any supplemental,
2 minority, or additional views submitted by a
3 member of the committee.”.

4 (14) MODIFYING STAFF DEPOSITION AUTHORITY.—
5 In clause 4(e)(3)(B) of rule X—

6 (A) in item (i), strike “and”;

7 (B) in item (ii), strike the period and in-
8 sert “; and”; and

9 (C) add at the end the following new item:

10 “(iii) shall, unless waived by the
11 deponent, require the attendance of a
12 member of the committee.”.

13 (f) TECHNICAL AND CLARIFYING CHANGES.—

14 (1) In clause 3(a) of rule III, strike “of the
15 House” each place it appears.

16 (2) In rule IV—

17 (A) in clause 1, strike “The Speaker may
18 not entertain a motion for the suspension of
19 this clause.”; and

20 (B) in clause 2(b), after “clause” insert
21 “or clauses 1, 3, 4, or 5”.

22 (3) In clause 3(o)(2) of rule XI, after “inves-
23 tigation” insert “when”.

1 (4) In clause 7 of rule XII, strike “primary
2 sponsor” each place it appears and insert (in each
3 instance) “sponsor”.

4 (5) In clause 6(c) of rule XIII, strike “Senate
5 bill or resolution” and insert “Senate bill or joint
6 resolution”.

7 (6) In clause 2(c) of rule XV—

8 (A) strike “Clerk shall make signatures”
9 and insert “Clerk shall make the signatories”;
10 and

11 (B) strike “published with the signatures”
12 and insert “published with the signatories”.

13 (7) In clause 6(c) of rule XXIII, strike “a cam-
14 paign accounts” and insert “a campaign account”.

15 (8) In clause 13 of rule XXIII, strike “Clerk
16 shall make signatures” and insert “Clerk shall make
17 the signatories”.

18 **SEC. 3. SEPARATE ORDERS.**

19 (a) BUDGET MATTERS.—

20 (1) During the One Hundred Twelfth Congress,
21 references in section 306 of the Congressional Budg-
22 et Act of 1974 to a resolution shall be construed in
23 the House of Representatives as references to a joint
24 resolution.

1 (2) During the One Hundred Twelfth Congress,
2 in the case of a reported bill or joint resolution con-
3 sidered pursuant to a special order of business, a
4 point of order under section 303 of the Congres-
5 sional Budget Act of 1974 shall be determined on
6 the basis of the text made in order as an original bill
7 or joint resolution for the purpose of amendment or
8 to the text on which the previous question is ordered
9 directly to passage, as the case may be.

10 (3) During the One Hundred Twelfth Congress,
11 a provision in a bill or joint resolution, or in an
12 amendment thereto or a conference report thereon,
13 that establishes prospectively for a Federal office or
14 position a specified or minimum level of compensa-
15 tion to be funded by annual discretionary appropria-
16 tions shall not be considered as providing new enti-
17 tlement authority within the meaning of the Con-
18 gressional Budget Act of 1974.

19 (4)(A) During the One Hundred Twelfth Con-
20 gress, except as provided in subsection (C), a motion
21 that the Committee of the Whole rise and report a
22 bill to the House shall not be in order if the bill, as
23 amended, exceeds an applicable allocation of new
24 budget authority under section 302(b) of the Con-

1 gressional Budget Act of 1974, as estimated by the
2 Committee on the Budget.

3 (B) If a point of order under subsection
4 (A) is sustained, the Chair shall put the ques-
5 tion: “Shall the Committee of the Whole rise
6 and report the bill to the House with such
7 amendments as may have been adopted not-
8 withstanding that the bill exceeds its allocation
9 of new budget authority under section 302(b) of
10 the Congressional Budget Act of 1974?”. Such
11 question shall be debatable for 10 minutes
12 equally divided and controlled by a proponent of
13 the question and an opponent but shall be de-
14 cided without intervening motion.

15 (C) Subsection (A) shall not apply—
16 (i) to a motion offered under clause
17 2(d) of rule XXI; or
18 (ii) after disposition of a question
19 under subsection (B) on a given bill.

20 (D) If a question under subsection (B) is
21 decided in the negative, no further amendment
22 shall be in order except—

23 (i) one proper amendment, which shall
24 be debatable for 10 minutes equally divided
25 and controlled by the proponent and an op-

1 ponent, shall not be subject to amendment,
2 and shall not be subject to a demand for
3 division of the question in the House or in
4 the Committee of the Whole; and

5 (ii) pro forma amendments, if offered
6 by the chair or ranking minority member
7 of the Committee on Appropriations or
8 their designees, for the purpose of debate.

9 (b) BUDGET ENFORCEMENT.—

10 (1) The chair of the Committee on the Budget
11 (when elected) shall include in the Congressional
12 Record budget aggregates and allocations con-
13 templated by section 301 of the Congressional Budg-
14 et Act of 1974 and allocations contemplated by sec-
15 tion 302(a) of that Act for each of the fiscal years
16 2011 through 2015.

17 (2) The aggregates and allocations specified in
18 subsection (1) shall be considered as contained in a
19 concurrent resolution on the budget for fiscal year
20 2011 and the submission thereof into the Congres-
21 sional Record shall be considered as the completion
22 of congressional action on a concurrent resolution on
23 the budget for fiscal year 2011

24 (c) EMERGENCIES AND CONTINGENCIES.—

1 (1) EMERGENCIES.—Until adoption of a con-
2 current resolution on the budget for fiscal year
3 2010, if a bill or joint resolution is reported, or
4 amendment thereto is offered or a conference report
5 thereon is filed, that provides new budget authority
6 and outlays or reduces revenue, and such provision
7 is designated as an emergency pursuant to this sec-
8 tion, the chair of the Committee on the Budget shall
9 not count the budgetary effects of such provision for
10 purposes of titles III and IV of the Congressional
11 Budget Act of 1974 and the Rules of the House of
12 Representatives.

13 (2) EXEMPTION OF CONTINGENCY OPERATIONS
14 RELATED TO THE GLOBAL WAR ON TERRORISM.—
15 For any bill or joint resolution, or amendment there-
16 to or conference report thereon, that makes appro-
17 priations for fiscal year 2011 for contingency oper-
18 ations directly related to the global war on ter-
19 rorism, then the new budget authority or outlays re-
20 sulting therefrom shall not count for purposes of ti-
21 tles III or IV of the Congressional Budget Act of
22 1974.

23 (d) DEFICIT-NEUTRAL REVENUE RESERVE.—Until
24 the adoption of a concurrent resolution on the budget for
25 2012, if any bill reported by the Committee on Ways and

1 Means, or amendment thereto or conference report there-
2 on, decreases revenue, the chair of the Committee on the
3 Budget may adjust the allocations, the revenue levels, and
4 other aggregates referred to in subsection (a) to reflect
5 additional reductions in outlays or revenue, or for legisla-
6 tion reported by the Committee on Ways and Means, that
7 reduces or increases outlays or revenue that are caused
8 by repealing the Patient Protection and Affordable Care
9 Act and the Health Care and Education Affordability Rec-
10 onciliation Act of 2010 or deficit-neutral legislation that
11 solely reforms the Patient Protection and Affordable Care
12 Act and the Health Care and Education Affordability Rec-
13 onciliation Act of 2010 and the payment rates and related
14 parameters in accordance with subsections (d) and (f) of
15 section 1848 of the Social Security Act for fiscal year
16 2011 and for the period of fiscal years 2011 through
17 2015.

18 (e) LIMITATION ON ADVANCE APPROPRIATIONS.—

19 (1) Except as provided by paragraph (2), any
20 general appropriation bill or joint resolution con-
21 tinuing appropriations, or amendment thereto or
22 conference report thereon, may not provide advance
23 appropriations.

24 (2) Advance appropriations may be provided—

1 (Λ) for fiscal year 2012 for programs,
2 projects, activities, or accounts identified in the
3 Congressional Record under the heading “Ac-
4 counts Identified for Advance Appropriations”
5 in an aggregate amount not to exceed
6 \$28,852,000,000 in new budget authority, and
7 for 2013, an aggregate amount not to exceed
8 \$28,852,000,000 for accounts separately identi-
9 fied under the same heading; and

10 (B) for the Department of Veterans Af-
11 fairs for the Medical Services, Medical Support
12 and Compliance, and Medical Facilities ac-
13 counts of the Veterans Health Administration.

14 (3) In this subsection, the term “advance ap-
15 propriation” means any new discretionary budget
16 authority provided in a general appropriation bill or
17 any new discretionary budget authority provided in
18 a joint resolution making continuing appropriations
19 for fiscal year 2011 that first becomes available for
20 a fiscal year after fiscal 2011.

21 (f) COMPLIANCE WITH SECTION 13301 OF THE
22 BUDGET ENFORCEMENT OF ACT OF 1990.—

23 (1) IN GENERAL.—In the House, notwith-
24 standing section 302(a)(1) of the Congressional
25 Budget Act of 1974, section 13301 of the Budget

1 Enforcement Act of 1990, and section 4001 of the
2 Omnibus Budget Reconciliation Act of 1989, the
3 joint explanatory statement accompanying the con-
4 ference report on any concurrent resolution on the
5 budget shall include in its allocation under section
6 302(a) of the Congressional Budget Act of 1974 to
7 the Committee on Appropriations amounts for the
8 discretionary administrative expenses of the Social
9 Security Administration and of the Postal Service.

10 (2) SPECIAL RULE.—For purposes of applying
11 section 302(f) of the Congressional Budget Act of
12 1974, estimates of the level of total new budget au-
13 thority and total outlays provided by a measure shall
14 include any off-budget discretionary amounts.

15 (g) LIMITATION ON LONG-TERM SPENDING.—

16 (1) It shall not be in order to consider a bill or
17 joint resolution reported by a committee (other than
18 the Committee on Appropriations), or an amend-
19 ment thereto or a conference report thereon, if the
20 provisions of such measure have the net effect of in-
21 creasing mandatory spending in excess of
22 \$5,000,000,000 for any period described in para-
23 graph (2).

24 (2)(A) The applicable periods for purposes of
25 this clause are any of the first four consecutive 10-

1 fiscal-year periods beginning with the first fiscal
2 year following the last fiscal year for which the ap-
3 plicable concurrent resolution on the budget sets
4 forth appropriate budgetary levels.

5 (B) In this paragraph, the applicable concur-
6 rent resolution on the budget is the one most re-
7 cently adopted before the date on which a committee
8 first reported the bill or joint resolution described in
9 paragraph (a).

10 (h) EXEMPTIONS.—Until the adoption of the concur-
11 rent resolution on the budget for fiscal year 2012, during
12 the One Hundred Twelfth Congress, an estimate under
13 clause 4 of rule XXIX may—

14 (1) exempt the budgetary effects of legislation
15 extending the Economic Growth and Tax Relief Rec-
16 onciliation Act of 2001;

17 (2) exempt the budgetary effects of legislation
18 extending the Jobs and Growth Tax Relief Reconcili-
19 ation Act of 2003;

20 (3) exempt the budgetary effects of legislation
21 repealing the Patient Protection and Affordable
22 Care Act and the Health Care and Education Af-
23 fordability Reconciliation Act of 2010; or for deficit-
24 neutral legislation that solely reforms the Patient
25 Protection and Affordable Care Act and the Health

1 Care and Education Affordability Reconciliation Act
2 of 2010 and the payment rates and related param-
3 eters in accordance with subsections (d) and (f) of
4 section 1848 of the Social Security Act (as sched-
5 uled on December 31, 2009, to be in effect);

6 (4) exempt the budgetary effects of preventing
7 a larger number of taxpayers from becoming subject
8 to the Alternative Minimum Tax as compared with
9 tax year 2008;

10 (5) Exempt the budgetary effects of extending
11 the estate, gift, and generation-skipping transfer tax
12 provisions of title III of the Tax Relief, Unemploy-
13 ment Insurance Reauthorization, and Job Creation
14 Act of 2010;

15 (6) exempt the budgetary effects of legislation
16 providing a 20 percent deduction in gross income to
17 small businesses; and

18 (7) exempt the budgetary effects of legislation
19 implementing trade agreements.

20 (i) DETERMINATIONS FOR PAYGO ACTS.—In deter-
21 mining the budgetary effects of any legislation for the pur-
22 poses of complying with the Statutory Pay-As-You-Go Act
23 of 2010 (including the required designation in PAYGO
24 Acts), the chair of the Committee on the Budget may

1 make adjustments to take into account the exemptions
2 and adjustments set forth in subsection (h).

3 (j) SPENDING REDUCTION AMENDMENTS IN APPRO-
4 PRIATIONS BILLS.—During the reading of a general ap-
5 propriation bill for amendment in the Committee of the
6 Whole House on the state of the Union, it shall be in order
7 to consider en bloc amendments proposing only to transfer
8 appropriations from an object or objects in the bill to a
9 spending reduction account. When considered en bloc
10 under this clause, such amendments may amend portions
11 of the bill not yet read for amendment (following disposi-
12 tion of any points of order against such portions) and are
13 not subject to a demand for division of the question in
14 the House or in the Committee of the Whole.

15 (1) Except as provided in paragraph (k), it
16 shall not be in order to consider an amendment to
17 a spending reduction account in the House or in the
18 Committee of the Whole House on the state of the
19 Union.

20 (2) It shall not be in order to consider an
21 amendment to a general appropriation bill proposing
22 a net increase in budget authority in the bill (unless
23 considered en bloc with another amendment or
24 amendments proposing an equal or greater decrease

1 in such budget authority pursuant to clause 2(f) of
2 rule XXI).

3 (3) A point of order under clause 2(b) shall not
4 apply to a spending reduction account.

5 (4) A general appropriation bill may not be con-
6 sidered in the Committee of the Whole House on the
7 state of the Union unless it includes a spending re-
8 duction account as the last section of the bill. An
9 order to report a general appropriation bill to the
10 House shall constitute authority for the chair of the
11 Committee on Appropriations to add such a section
12 to the bill or modify the figure contained therein.

13 (5) For purposes of this clause, the term
14 “spending reduction account” means an account in
15 a general appropriation bill that bears that caption
16 and contains only a recitation of the amount by
17 which an applicable allocation of new budget author-
18 ity under section 302(b) of the Congressional Budg-
19 et Act of 1974 exceeds the amount of new budget
20 authority proposed by the bill.

21 (k) CERTAIN SUBCOMMITTEES.—Notwithstanding
22 clause 5(d) of rule X, during the One Hundred Twelfth
23 Congress—

24 (1) the Committee on Armed Services may have
25 not more than seven subcommittees;

1 (2) the Committee on Foreign Affairs may have
2 not more than seven subcommittees; and

3 (3) the Committee on Transportation and In-
4 frastructure may have not more than six subcommit-
5 tees.

6 (1) EXERCISE FACILITIES FOR FORMER MEMBERS.—

7 During the One Hundred Twelfth Congress—

8 (1) The House of Representatives may not pro-
9 vide access to any exercise facility which is made
10 available exclusively to Members and former Mem-
11 bers, officers and former officers of the House of
12 Representatives, and their spouses to any former
13 Member, former officer, or spouse who is a lobbyist
14 registered under the Lobbying Disclosure Act of
15 1995 or any successor statute or agent of a foreign
16 principal as defined in clause 5 of rule XXV. For
17 purposes of this section, the term “Member” in-
18 cludes a Delegate or Resident Commissioner to the
19 Congress.

20 (2) The Committee on House Administration
21 shall promulgate regulations to carry out this sub-
22 section.

23 (m) NUMBERING OF BILLS.—In the One Hundred
24 Twelfth Congress, the first 10 numbers for bills (H.R. 1
25 through H.R. 10) shall be reserved for assignment by the

1 Speaker and the second 10 numbers for bills (H.R. 11
2 through H.R. 20) shall be reserved for assignment by the
3 Minority Leader.

4 **SEC. 4. COMMITTEES, COMMISSIONS, AND HOUSE OFFICES.**

5 (a) **HOUSE DEMOCRACY PARTNERSHIP.**—House Res-
6 olution 24, One Hundred Tenth Congress, shall apply in
7 the One Hundred Twelfth Congress in the same manner
8 as such resolution applied in the One Hundred Tenth Con-
9 gress except that the commission concerned shall be
10 known as the House Democracy Partnership.

11 (b) **TOM LANTOS HUMAN RIGHTS COMMISSION.**—
12 Sections 1 through 7 of House Resolution 1451, One Hun-
13 dred Tenth Congress, shall apply in the One Hundred
14 Twelfth Congress in the same manner as such provisions
15 applied in the One Hundred Tenth Congress, except
16 that—

17 (1) the Tom Lantos Human Rights Commission
18 may, in addition to collaborating closely with other
19 professional staff members of the Committee on
20 Foreign Affairs, collaborate closely with professional
21 staff members of other relevant committees; and

22 (2) the resources of the Committee on Foreign
23 Affairs which the Commission may use shall include
24 all resources which the Committee is authorized to

1 obtain from other offices of the House of Represent-
2 atives.

3 (c) OFFICE OF CONGRESSIONAL ETHICS.—Section 1
4 of House Resolution 895, One Hundred Tenth Congress,
5 shall apply in the One Hundred Twelfth Congress in the
6 same manner as such provision applied in the One Hun-
7 dred Tenth Congress, except that the Office of Congres-
8 sional Ethics shall be treated as a standing committee of
9 the House for purposes of section 202(I) of the Legislative
10 Reorganization Act of 1946 (2 U.S.C. 72a(i)) and ref-
11 erences to the Committee on Standards of Official Con-
12 duct shall be construed as references to the Committee
13 on Ethics.

14 (d) EMPANELING INVESTIGATIVE SUBCOMMITTEE OF
15 THE COMMITTEE ON ETHICS.—The text of House Resolu-
16 tion 451, One Hundred Tenth Congress, shall apply in the
17 One Hundred Twelfth Congress in the same manner as
18 such provision applied in the One Hundred Tenth Con-
19 gress, except that references to the Committee on Stand-
20 ards of Official Conduct shall be construed as references
21 to the Committee on Ethics.

22 **SEC. 5. ADDITIONAL ORDERS OF BUSINESS.**

23 (a) READING OF THE CONSTITUTION.—The Speaker
24 may recognize for the reading of the Constitution on the
25 legislative day of January 6, 2011.

33

1 (b) PROVIDING FOR CONSIDERATION OF CERTAIN
2 MOTIONS TO SUSPEND THE RULES.—It shall be in order
3 at any time on the legislative day of January 6, 2011 for
4 the Speaker to entertain motions to suspend the rules re-
5 lated to reducing the costs of operation of the House of
6 Representatives, except that notwithstanding clause 1(e)
7 of rule XV such motion shall be debatable for two hours,
8 equally divided and controlled by the proponent and an
9 opponent.