

AMENDMENT TO THE AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 4872, AS REPORTED

OFFERED BY MRS. BLACKBURN OF TENNESSEE

Insert after section 1 the following:

1 SEC. 2. PROTECTION AGAINST EXCESSIVE SPENDING.

2 (a) CERTIFICATION.—Not later than October 1 of
3 each year, beginning 2010, the Director of the Congressional Budget Office shall submit to Congress a report
4 on—
5 on—

6 (1) the total cost of the activities carried out
7 pursuant to title I of this Act, subtitle B of title II
8 of this Act, and the Patient Protection and Affordable Care Act; and
9

10 (2) the percentage of the Federal budget attributed to such total cost.
11

12 (b) JOINT RESOLUTION.—In this section, the term
13 “joint resolution” means only a joint resolution—

14 (1) which does not have a preamble;

15 (2) the matter after the resolving clause of
16 which is as follows: “That the Congress hereby repeals the provisions of title I of the Health Care and
17 Education Affordability Reconciliation Act, subtitle
18

1 B of title II of such Act, and the Patient Protection
2 and Affordable Care Act and the amendments made
3 by such provisions shall expire on the date of the en-
4 actment of this Resolution. Effective on the date fol-
5 lowing the date of the enactment of this Resolution,
6 the provisions of law amended by the provisions re-
7 ferred to in the preceding sentence, as in effect on
8 the day before the date of the enactment of the Pa-
9 tient Protection and Affordable Care Act, are hereby
10 revived.”; and

11 (3) the title of which is as follows: “Joint reso-
12 lution repealing costly health reforms”.

13 (c) INTRODUCTION; REFERRAL; AND REPORT OR
14 DISCHARGE.—

15 (1) INTRODUCTION.—On the first calendar day
16 on which both Houses are in session, on or imme-
17 diately following the date on which a report is sub-
18 mitted to Congress under subsection (a) if the per-
19 centage described under paragraph (2) of that sub-
20 section is 25 percent or greater, a joint resolution
21 shall be introduced (by request)—

22 (A) in the Senate by the majority leader of
23 the Senate, for himself and the minority leader
24 of the Senate, or by Members of the Senate

1 designated by the majority leader and minority
2 leader of the Senate; and

3 (B) in the House of Representatives by the
4 Speaker of the House of Representatives, for
5 herself and the minority leader of the House of
6 Representatives, or by Members of the House of
7 Representatives designated by the Speaker and
8 minority leader of the House of Representa-
9 tives.

10 (2) REFERRAL.—A joint resolution that is in-
11 troduced in the House of Representatives shall be
12 referred to the Committee on Oversight and Govern-
13 ment Reform. A joint resolution that is introduced
14 in the Senate shall be referred to the Committee on
15 Governmental Affairs. The committee to which such
16 joint resolution is referred may only either rec-
17 ommend passage or recommend against passage
18 when reporting such joint resolution.

19 (3) REPORT OR DISCHARGE.—If a committee to
20 which a joint resolution is referred has not reported
21 such resolution by the end of the 15th calendar day
22 after the date of the introduction of such joint reso-
23 lution, such committee shall be immediately dis-
24 charged from further consideration of such joint res-
25 olution, and upon being reported or discharged from

1 the committee, such joint resolution shall be placed
2 on the appropriate calendar.

3 (d) FLOOR CONSIDERATION.—

4 (1) IN GENERAL.—When the committee to
5 which a joint resolution is referred has reported, or
6 has been discharged under subsection (b)(3), it is at
7 any time thereafter in order (even though a previous
8 motion to the same effect has been disagreed to) for
9 any Member of the respective House to move to pro-
10 ceed to the consideration of the joint resolution, and
11 all points of order against the joint resolution (and
12 against consideration of the joint resolution) are
13 waived. The motion is highly privileged in the House
14 of Representatives and is privileged in the Senate
15 and is not debatable. The motion is not subject to
16 amendment, or to a motion to postpone, or to a mo-
17 tion to proceed to the consideration of other busi-
18 ness. A motion to reconsider the vote by which the
19 motion is agreed to or disagreed to shall not be in
20 order. If a motion to proceed to the consideration of
21 the joint resolution is agreed to, the joint resolution
22 shall remain the unfinished business of the respec-
23 tive House until disposed of.

1 (2) AMENDMENTS.—A joint resolution may not
2 be amended in the Senate or the House of Rep-
3 resentatives.

4 (3) DEBATE.—Debate on the joint resolution,
5 and on all debatable motions and appeals in connec-
6 tion therewith, shall be limited to not more than 10
7 hours, which shall be divided equally between those
8 favoring and those opposing the resolution. A motion
9 further to limit debate is in order and not debatable.
10 An amendment to, or a motion to postpone, or a mo-
11 tion to proceed to the consideration of other busi-
12 ness, or a motion to recommit the joint resolution is
13 not in order. A motion to reconsider the vote by
14 which the joint resolution is agreed to or disagreed
15 to is not in order.

16 (4) VOTE ON FINAL PASSAGE.—Immediately
17 following the conclusion of the debate on a joint res-
18 olution, and a single quorum call at the conclusion
19 of the debate if requested in accordance with the
20 rules of the appropriate House, the vote on final
21 passage of the joint resolution shall occur.

22 (5) RULINGS OF THE CHAIR ON PROCEDURE.—
23 Appeals from the decisions of the Chair relating to
24 the application of the rules of the Senate or the
25 House of Representatives, as the case may be, to the

1 procedure relating to a joint resolution shall be de-
2 cided without debate.

3 (e) COORDINATION WITH ACTION BY OTHER
4 HOUSE.—If, before the passage by 1 House of a joint res-
5 olution of that House, that House receives from the other
6 House a joint resolution, then the following procedures
7 shall apply:

8 (1) The joint resolution of the other House
9 shall not be referred to a committee.

10 (2) With respect to a joint resolution of the
11 House receiving the joint resolution—

12 (A) the procedure in that House shall be
13 the same as if no joint resolution had been re-
14 ceived from the other House; but

15 (B) the vote on final passage shall be on
16 the joint resolution of the other House.

