114th CONGRESS
2d Session

HOUSE OF REPRESENTATIVES

REPORT
114–

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 5055) MAKING APPROPRIATIONS FOR ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017, AND FOR OTHER PURPOSES

May 23, 2016.—Referred to the House Calendar and ordered to be printed.

MR. NEWHOUSE, from the Committee on Rules, submitted the following

REPORT

[To accompany H. Res.__]

The Committee on Rules, having had under consideration House Resolution____, by a nonrecord vote, 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. 5055, the Energy and Water Development and Related Agencies Appropriations Act, 2017, under a modified-open 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. The resolution waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI. The resolution provides that after general debate the bill shall be considered for amendment under the five-minute rule except that: 1) amendments shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent and 2) no pro forma amendments shall be in order except that the chair and ranking minority member of the Committee on Appropriations or their respective designees may offer up to 10 pro forma amendments each at any point for the purpose of debate. The resolution authorizes the Chair to accord priority in recognition to Members who have pre-printed their amendments in the Congressional Record. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides that section 508 of H.R. 5055 shall be considered to be a spending reduction account for purposes of

section 3(d) of House Resolution 5.

Section 3 of the resolution provides that during consideration of H.R. 5055, 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 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.

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 H.R. 5055 contains unauthorized appropriations and legislative provisions.

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. 176

Motion by Mr. McGovern to report an open rule. Defeated: 4–6

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

House Calendar No. _____

114TH CONGRESS
2D SESSION

H. RES. _____

Report No. 114–_____

Providing for consideration of the bill (H.R. 5055) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2017, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 23, 2016

Mr. NEWHOUSE, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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RESOLUTION

Providing for consideration of the bill (H.R. 5055) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2017, and for other purposes.

Resolved, That (a) at any time after adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5055) making appropriations for energy and water development and related agencies for the

1 fiscal year ending September 30, 2017, and for other pur-
2 poses. The first reading of the bill shall be dispensed with.
3 All points of order against consideration of the bill are
4 waived. General debate shall be confined to the bill and
5 shall not exceed one hour equally divided and controlled
6 by the chair and ranking minority member of the Com-
7 mittee on Appropriations. After general debate the bill
8 shall be considered for amendment under the five-minute
9 rule. Points of order against provisions in the bill for fail-
10 ure to comply with clause 2 of rule XXI are waived.

11 (b) During consideration of the bill for amendment—

12 (1) each amendment, other than amendments
13 provided for in paragraph (2), shall be debatable for
14 10 minutes equally divided and controlled by the
15 proponent and an opponent;

16 (2) no pro forma amendment shall be in order
17 except that the chair and ranking minority member
18 of the Committee on Appropriations or their respec-
19 tive designees may offer up to 10 pro forma amend-
20 ments each at any point for the purpose of debate;
21 and

22 (3) the chair of the Committee of the Whole
23 may accord priority in recognition on the basis of
24 whether the Member offering an amendment has
25 caused it to be printed in the portion of the Con-

1 gressional Record designated for that purpose in
2 clause 8 of rule XVIII. Amendments so printed shall
3 be considered as read.
4 (c) When the committee rises and reports the bill
5 back to the House with a recommendation that the bill
6 do pass, the previous question shall be considered as or-
7 dered on the bill and amendments thereto to final passage
8 without intervening motion except one motion to recommit
9 with or without instructions.
10 SEC. 2. Section 508 of H.R. 5055 shall be considered
11 to be a spending reduction account for purposes of section
12 3(d) of House Resolution 5.
13 SEC. 3. During consideration of H.R. 5055 pursuant
14 to this resolution, section 3304 of Senate Concurrent Res-
15 olution 11 shall not apply.