

PROVIDING FOR CONSIDERATION OF THE BILL (S. 2012) TO PROVIDE FOR THE MODERNIZATION OF THE ENERGY POLICY OF THE UNITED STATES, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 5233) TO REPEAL THE LOCAL BUDGET AUTONOMY AMENDMENT ACT OF 2012, TO AMEND THE DISTRICT OF COLUMBIA HOME RULE ACT TO CLARIFY THE RESPECTIVE ROLES OF THE DISTRICT GOVERNMENT AND CONGRESS IN THE LOCAL BUDGET PROCESS OF THE DISTRICT GOVERNMENT, AND FOR OTHER PURPOSES; AND PROVIDING FOR PROCEEDINGS DURING THE PERIOD FROM MAY 27, 2016, THROUGH JUNE 6, 2016

MAY 24, 2016.—Referred to the House Calendar and ordered to be printed

Mr. BURGESS, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 744]

The Committee on Rules, having had under consideration House Resolution 744, 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 S. 2012, the Energy Policy Modernization Act of 2016, under a closed rule. The resolution provides one hour of debate equally divided among and controlled by the chairs and ranking minority members of the Committee on Energy and Commerce and the Committee on Natural Resources. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114-55 shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides one motion to commit with or without instructions.

Section 2 of the resolution provides that if S. 2012, as amended, is passed, then it shall be in order for the chair of the Committee on Energy and Commerce or his designee to move that the House insist on its amendment to S. 2012 and request a conference with the Senate thereon.

Section 3 of the resolution provides for consideration of H.R. 5233, the Clarifying Congressional Intent in Providing for DC Home Rule Act of 2016, under a closed rule. The resolution provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Government Reform. The resolution waives all points of order against consideration of the bill and provides that it shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution provides for one motion to recommit.

Section 4 of the resolution provides that on any legislative day during the period from May 27, 2016, through June 6, 2016: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment.

Section 5 of the resolution provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 4 of the resolution as though under clause 8(a) of rule I.

EXPLANATION OF WAIVERS

Although the resolution waives all points of order against consideration of S. 2012, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in S. 2012, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 5233 includes a waiver 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 Oversight and Government Reform 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.

Although the resolution waives all points of order against provisions in H.R. 5233, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

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. 177

Motion by Ms. Slaughter to make in order and provide the appropriate waivers for amendment #1, offered by Rep. Norton (DC), which grants the District of Columbia budget autonomy by act of Congress. 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 | | |

Rules Committee record vote No. 178

Motion by Mr. McGovern to report an open rule for H.R. 5233 and provide an open process for consideration of S. 2012. 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 | | |