

112TH CONGRESS
1ST SESSION

H. RES. 5

Adopting rules for the One Hundred Twelfth Congress.

IN THE HOUSE OF REPRESENTATIVES

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.

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

11 (a) CITING AUTHORITY UNDER THE CONSTITU-
12 TION.—

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

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

12 “(2) Before consideration of a Senate bill or
13 joint resolution, the chair of a committee of jurisdic-
14 tion may submit the statement required under sub-
15 paragraph (1) as though the chair were the sponsor
16 of the Senate bill or joint resolution.”.

17 (2) In clause 3(d) of rule XIII—

18 (A) strike subparagraph (1) (and redesign-
19 nate the succeeding subparagraphs accord-
20 ingly); and

21 (B) in subparagraph (2), as redesignated,
22 strike “subparagraph (2)” each place it appears
23 and insert (in each instance) “subparagraph
24 (1)”.

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

3 “11. It shall not be in order to consider a bill or joint
4 resolution which has not been reported by a committee
5 until the third calendar day (excluding Saturdays, Sun-
6 days, or legal holidays except when the House is in session
7 on such a day) on which such measure has been available
8 to Members, Delegates, and the Resident Commissioner.”.

9 (c) TRANSPARENCY FOR HOUSE AND COMMITTEE
10 OPERATIONS.—

11 (1) STANDARDS FOR ELECTRONIC DOCU-
12 MENTS.—In clause 4(d)(1) of rule X—

13 (A) in subdivision (C), strike “and”;

14 (B) in subdivision (D), strike the period
15 and insert “; and”; and

16 (C) add the following new subdivision:

17 “(E) establish and maintain standards
18 for making documents publicly available in
19 electronic form by the House and its com-
20 mittees.”.

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

24 “3. If a measure or matter is publicly available in
25 electronic form at a location designated by the Committee

1 on House Administration, it shall be considered as having
2 been available to Members, Delegates, and the Resident
3 Commissioner for purposes of these rules.”.

4 (3) MINIMUM NOTICE PERIOD FOR COMMITTEE
5 MEETINGS AND HEARINGS.—In rule XI, amend
6 clause 2(g)(3) to read as follows:

7 “(3)(A) The chair of a committee shall an-
8 nounce the date, place, and subject matter of—

9 “(i) a committee hearing, which may not
10 commence earlier than one week after such no-
11 tice; or

12 “(ii) a committee meeting, which may not
13 commence earlier than the third day on which
14 members have notice thereof.

15 “(B) A hearing or meeting may begin sooner
16 than specified in subdivision (A) in either of the fol-
17 lowing circumstances (in which case the chair shall
18 make the announcement specified in subdivision (A)
19 at the earliest possible time):

20 “(i) the chair of the committee, with the
21 concurrence of the ranking minority member,
22 determines that there is good cause; or

23 “(ii) the committee so determines by ma-
24 jority vote in the presence of the number of

1 members required under the rules of the com-
2 mittee for the transaction of business.

3 “(C) An announcement made under this sub-
4 paragraph shall be published promptly in the Daily
5 Digest and made publicly available in electronic
6 form.

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

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

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

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

23 (A) in the first sentence, before the period
24 at the end thereof insert “and also made pub-

1 licely available in electronic form within 48 hours
2 of such record vote”; and

3 (B) in the second sentence, strike “for
4 public inspection”.

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

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

14 (7) AVAILABILITY OF “TRUTH IN TESTIMONY”
15 INFORMATION IN ELECTRONIC FORM.—In clause
16 2(g)(5) of rule XI, as redesignated, add the fol-
17 lowing new sentence: “Such statements, with appro-
18 priate redactions to protect the privacy of the wit-
19 ness, shall be made publicly available in electronic
20 form not later than one day after the witness ap-
21 pears.”

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

1 “(2) Each committee shall make its rules
2 publicly available in electronic form and submit
3 such rules for publication in the Congressional
4 Record not later than 30 days after the chair
5 of the committee is elected in each odd-num-
6 bered year.”.

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

10 “(5) To the maximum extent practicable,
11 each committee shall—

12 “(A) provide audio and video coverage
13 of each hearing or meeting for the trans-
14 action of business in a manner that allows
15 the public to easily listen to and view the
16 proceedings; and

17 “(B) maintain the recordings of such
18 coverage in a manner that is easily acces-
19 sible to the public.”.

20 (10) RECORD VOTES IN THE COMMITTEE ON
21 RULES.—In clause 3(b) of rule XIII, strike “a re-
22 port by the Committee on Rules on a rule, joint rule,
23 or the order of business or to”.

24 (11) ELIMINATION OF DUPLICATIVE PRO-
25 GRAMS.—In clause 2(d)(1) of rule X—

1 (A) in subdivision (D), strike “and”;

2 (B) in subdivision (E), strike the period
3 and insert “; and”; and

4 (C) add the following new subdivision:

5 “(F) include proposals to cut or elimi-
6 nate programs, including mandatory
7 spending programs, that are inefficient,
8 duplicative, outdated, or more appro-
9 priately administered by State or local gov-
10 ernments.”.

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

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

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

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

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

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

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

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

23 “(A) a bill or joint resolution;

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

1 “(C) a conference report; or

2 “(D) an amendment between the Houses.

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

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

9 “RULE XXVIII

10 “(RESERVED.)”.

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

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

19 (4) HIGHWAY FUNDING.—In rule XXI—

20 (A) amend clause 3 to read as follows:

21 “3. It shall not be in order to consider a general ap-
22 propriation bill or joint resolution, or conference report
23 thereon, that—

24 “(a) provides spending authority derived from re-
25 ceipts deposited in the Highway Trust Fund (excluding

1 any transfers from the General Fund of the Treasury);

2 or

3 “(b) reduces or otherwise limits the accruing balances

4 of the Highway Trust Fund,

5 for any purpose other than for those activities authorized

6 for the highway or mass transit categories.”; and

7 (B) in clause 3, strike the caption.

8 (5) LIMITATION ON INCREASES IN DIRECT

9 SPENDING IN RECONCILIATION INITIATIVES.—In

10 rule XXI, amend clause 7 to read as follows:

11 “7. It shall not be in order to consider a concurrent

12 resolution on the budget, or an amendment thereto, or a

13 conference report thereon that contains reconciliation di-

14 rectives under section 310 of the Congressional Budget

15 Act of 1974 that specify changes in law such that the rec-

16 onciliation legislation reported pursuant to such directives

17 would cause an increase in net direct spending (as such

18 term is defined in clause 10) for the period covered by

19 such concurrent resolution.”.

20 (e) OTHER CHANGES TO HOUSE OPERATIONS.—

21 (1) TWO-MINUTE VOTING.—In clause 6 of rule

22 XVIII—

23 (A) in paragraph (f), strike “five minutes”

24 and insert “not less than two minutes”; and

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

3 (2) USE OF ELECTRONIC DEVICES ON THE
4 FLOOR.—In clause 5 of rule XVII, amend the penul-
5 timate sentence to read as follows: “A person on the
6 floor of the House may not smoke or use a mobile
7 electronic device that impairs decorum.”

8 (3) UPDATING RULES GOVERNING THE
9 MEDIA.—

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

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

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

23 (4) VOTING BY DELEGATES AND THE RESIDENT
24 COMMISSIONER IN THE COMMITTEE OF THE
25 WHOLE.—

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

3 (B) In rule XVIII—

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

6 (ii) in clause 6, strike paragraph (h).

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

10 (6) CLARIFYING JURISDICTION OVER CERTAIN
11 CEMETERIES.—In clause 1(c) of rule X, add the fol-
12 lowing subparagraph:

13 “(16) Cemeteries administered by the De-
14 partment of Defense.”.

15 (7) DESIGNATING COMMITTEE ON EDUCATION
16 AND THE WORKFORCE.—In rule X—

17 (A) in clause 1(e), strike “Committee on
18 Education and Labor” and insert “Committee
19 on Education and the Workforce”; and

20 (B) in clause 3(d), strike “Committee on
21 Education and Labor” and insert “Committee
22 on Education and the Workforce”.

23 (8) DESIGNATING COMMITTEE ON ETHICS.—

24 (A) In the standing rules, strike “Com-
25 mittee on Standards of Official Conduct” each

1 place it appears and insert (in each instance)
2 “Committee on Ethics”.

3 (B) In clause 1 of rule X, insert paragraph
4 (q) after paragraph (f) (and redesignate the
5 succeeding paragraphs accordingly).

6 (C) In the standing rules, strike “clause
7 1(j)(1) of rule X” each place it appears and in-
8 sert (in each instance) “clause 1(k)(1) of rule
9 X”.

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

12 (A) in clause 1(p), as redesignated, strike
13 “Committee on Science and Technology” and
14 insert “Committee on Science, Space, and
15 Technology”; and

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

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

22 (11) ADJUSTING THE SIZE OF THE PERMANENT
23 SELECT COMMITTEE ON INTELLIGENCE.—In clause
24 11(a)(1) of rule X, strike “22” and insert “20” and
25 strike “13” and insert “12”.

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

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

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

16 “(d)(1) Not later than the 30th day after June
17 1 and December 1, a committee shall submit to the
18 House a semiannual report on the activities of that
19 committee.

20 “(2) Such report shall include—

21 “(A) separate sections summarizing the
22 legislative and oversight activities of that com-
23 mittee under this rule and rule X during the
24 applicable period;

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

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

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

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

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

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

23 “(B) the report includes any supplemental,
24 minority, or additional views submitted by a
25 member of the committee.”.

1 (14) MODIFYING STAFF DEPOSITION AUTHOR-
2 ITY.—In clause 4(c)(3)(B) of rule X—

3 (A) in item (i), strike “and”;

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

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

7 “(iii) shall, unless waived by the
8 deponent, require the attendance of a
9 member of the committee.”.

10 (f) TECHNICAL AND CLARIFYING CHANGES.—

11 (1) In clause 3(a) of rule III, strike “of the
12 House”.

13 (2) In rule IV—

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

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

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

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

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

4 (6) In clause 2(c) of rule XV—

5 (A) strike “Clerk shall make signatures”
6 and insert “Clerk shall make the signatories”;
7 and

8 (B) strike “published with the signatures”
9 and insert “published with the signatories”.

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

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

15 **SEC. 3. SEPARATE ORDERS.**

16 (a) BUDGET MATTERS.—

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

22 (2) During the One Hundred Twelfth Congress,
23 in the case of a reported bill or joint resolution con-
24 sidered pursuant to a special order of business, a
25 point of order under section 303 of the Congres-

1 sional Budget Act of 1974 shall be determined on
2 the basis of the text made in order as an original bill
3 or joint resolution for the purpose of amendment or
4 to the text on which the previous question is ordered
5 directly to passage, as the case may be.

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

15 (4)(A) During the One Hundred Twelfth Con-
16 gress, except as provided in subparagraph (C), a mo-
17 tion that the Committee of the Whole rise and re-
18 port a bill to the House shall not be in order if the
19 bill, as amended, exceeds an applicable allocation of
20 new budget authority under section 302(b) of the
21 Congressional Budget Act of 1974, as estimated by
22 the Committee on the Budget.

23 (B) If a point of order under subparagraph
24 (A) is sustained, the Chair shall put the ques-
25 tion: "Shall the Committee of the Whole rise

1 and report the bill to the House with such
2 amendments as may have been adopted not-
3 withstanding that the bill exceeds its allocation
4 of new budget authority under section 302(b) of
5 the Congressional Budget Act of 1974?’. Such
6 question shall be debatable for 10 minutes
7 equally divided and controlled by a proponent of
8 the question and an opponent but shall be de-
9 cided without intervening motion.

10 (C) Subparagraph (A) shall not apply—

11 (i) to a motion offered under clause
12 2(d) of rule XXI; or

13 (ii) after disposition of a question
14 under subparagraph (B) on a given bill.

15 (D) If a question under subparagraph (B)
16 is decided in the negative, no further amend-
17 ment shall be in order except—

18 (i) one proper amendment, which shall
19 be debatable for 10 minutes equally divided
20 and controlled by the proponent and an op-
21 ponent, shall not be subject to amendment,
22 and shall not be subject to a demand for
23 division of the question in the House or in
24 the Committee of the Whole; and

1 (ii) pro forma amendments, if offered
2 by the chair or ranking minority member
3 of the Committee on Appropriations or
4 their designees, for the purpose of debate.

5 (b) BUDGET ENFORCEMENT.—

6 (1) The chair of the Committee on the Budget
7 (when elected) shall include in the Congressional
8 Record budget aggregates and allocations con-
9 templated by section 301 of the Congressional Budg-
10 et Act of 1974 and allocations contemplated by sec-
11 tion 302(a) of that Act for fiscal year 2011, and the
12 period of fiscal years 2011 through 2015.

13 (2) The aggregates and allocations specified in
14 subsection (1) shall be considered as contained in a
15 concurrent resolution on the budget for fiscal year
16 2011 and the submission thereof into the Congres-
17 sional Record shall be considered as the completion
18 of congressional action on a concurrent resolution on
19 the budget for fiscal year 2011

20 (c) EMERGENCIES AND CONTINGENCIES.—

21 (1) EMERGENCIES.—Until adoption of a con-
22 current resolution on the budget for fiscal year
23 2012, if a bill or joint resolution is reported, or
24 amendment thereto is offered or a conference report
25 thereon is filed, that provides new budget authority

1 and outlays or reduces revenue, and such provision
2 is designated as an emergency pursuant to this sec-
3 tion, the chair of the Committee on the Budget shall
4 not count the budgetary effects of such provision for
5 purposes of titles III and IV of the Congressional
6 Budget Act of 1974 and the Rules of the House of
7 Representatives.

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

18 (d) DEFICIT-NEUTRAL REVENUE RESERVE.—Until
19 the adoption of a concurrent resolution on the budget for
20 fiscal year 2012, if any bill reported by the Committee
21 on Ways and Means, or amendment thereto or conference
22 report thereon, decreases revenue, the chair of the Com-
23 mittee on the Budget may adjust the allocations, the rev-
24 enue levels, and other aggregates referred to in subsection

1 (b)(1), provided that such measure would not increase the
2 deficit over the period of fiscal years 2011 through 2021.

3 (e) LIMITATION ON ADVANCE APPROPRIATIONS.—

4 (1) Except as provided by paragraph (2), any
5 general appropriation bill or joint resolution con-
6 tinuing appropriations, or amendment thereto or
7 conference report thereon, may not provide advance
8 appropriations.

9 (2) Advance appropriations may be provided—

10 (A) for fiscal year 2012 for programs,
11 projects, activities, or accounts identified in the
12 Congressional Record under the heading “Ac-
13 counts Identified for Advance Appropriations”
14 in an aggregate amount not to exceed
15 \$28,852,000,000 in new budget authority, and
16 for 2013, an aggregate amount not to exceed
17 \$28,852,000,000 for accounts separately identi-
18 fied under the same heading; and

19 (B) for the Department of Veterans Af-
20 fairs for the Medical Services, Medical Support
21 and Compliance, and Medical Facilities ac-
22 counts of the Veterans Health Administration.

23 (3) In this subsection, the term “advance ap-
24 propriation” means any new discretionary budget
25 authority provided in a general appropriation bill or

1 any new discretionary budget authority provided in
2 a joint resolution making continuing appropriations
3 for fiscal year 2011 that first becomes available for
4 a fiscal year after fiscal 2011.

5 (f) COMPLIANCE WITH SECTION 13301 OF THE
6 BUDGET ENFORCEMENT OF ACT OF 1990.—

7 (1) IN GENERAL.—In the House, notwith-
8 standing section 302(a)(1) of the Congressional
9 Budget Act of 1974, section 13301 of the Budget
10 Enforcement Act of 1990, and section 4001 of the
11 Omnibus Budget Reconciliation Act of 1989, the
12 joint explanatory statement accompanying the con-
13 ference report on any concurrent resolution on the
14 budget shall include in its allocation under section
15 302(a) of the Congressional Budget Act of 1974 to
16 the Committee on Appropriations amounts for the
17 discretionary administrative expenses of the Social
18 Security Administration and of the Postal Service.

19 (2) SPECIAL RULE.—For purposes of applying
20 section 302(f) of the Congressional Budget Act of
21 1974, estimates of the level of total new budget au-
22 thority and total outlays provided by a measure shall
23 include any off-budget discretionary amounts.

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

1 (1) It shall not be in order to consider a bill or
2 joint resolution reported by a committee (other than
3 the Committee on Appropriations), or an amend-
4 ment thereto or a conference report thereon, if the
5 provisions of such measure have the net effect of in-
6 creasing mandatory spending in excess of
7 \$5,000,000,000 for any period described in para-
8 graph (2).

9 (2)(A) The applicable periods for purposes of
10 this clause are any of the first four consecutive 10-
11 fiscal-year periods beginning with the first fiscal
12 year following the last fiscal year for which the ap-
13 plicable concurrent resolution on the budget sets
14 forth appropriate budgetary levels.

15 (B) In this paragraph, the applicable concu-
16 rent resolution on the budget is the one most re-
17 cently adopted before the date on which a committee
18 first reported the bill or joint resolution described in
19 paragraph (a).

20 (h) EXEMPTIONS.—

21 (1) Until the adoption of the concurrent resolu-
22 tion on the budget for fiscal year 2012, the chair of
23 the Committee on the Budget may adjust an esti-
24 mate under clause 4 of rule XXIX to—

1 (A) exempt the budgetary effects of meas-
2 ures extending the Economic Growth and Tax
3 Relief Reconciliation Act of 2001;

4 (B) exempt the budgetary effects of meas-
5 ures extending the Jobs and Growth Tax Relief
6 Reconciliation Act of 2003;

7 (C) exempt the budgetary effects of meas-
8 ures—

9 (i) repealing the Patient Protection
10 and Affordable Care Act and title I and 3
11 subtitle B of title II of the Health Care
12 and Education Affordability Reconciliation
13 Act of 2010;

14 (ii) reforming the Patient Protection
15 and Affordable Care Act and the Health
16 Care and Education Affordability Rec-
17 onciliation Act of 2010; or

18 (iii) reforming the Patient Protection
19 and Affordable Care Act and the Health
20 Care and Education Affordability Rec-
21 onciliation Act of 2010 and the payment
22 rates and related parameters in accordance
23 with section 1848 of the Social Security
24 Act;

1 (D) exempt the budgetary effects of meas-
2 ures that adjust the Alternative Minimum Tax
3 exemption amounts to prevent a larger number
4 of taxpayers as compared with tax year 2008
5 from being subject to the Alternative Minimum
6 Tax or of allowing the use of nonrefundable
7 personal credits against the Alternative Min-
8 imum Tax, or both as applicable;

9 (E) exempt the budgetary effects of ex-
10 tending the estate, gift, and generation-skipping
11 transfer tax provisions of title III of the Tax
12 Relief, Unemployment Insurance Reauthoriza-
13 tion, and Job Creation Act of 2010;

14 (F) exempt the budgetary effects of meas-
15 ures providing a 20 percent deduction in income
16 to small businesses; and

17 (G) exempt the budgetary effects of meas-
18 ures implementing trade agreements.

19 (2) A measure may only qualify for an exemp-
20 tion under subsection (h)(1)(C)(ii) or (iii) if it does
21 not—

22 (A) increase the deficit over the period of
23 fiscal years 2011 through 2021; or

1 (B) increase revenues over the period of
2 fiscal years 2011 through 2021, other than
3 by—

4 (i) repealing or modifying the indi-
5 vidual mandate (codified as section 5000A
6 of the Internal Revenue Code of 1986); or

7 (ii) modifying the subsidies to pur-
8 chase health insurance (codified as section
9 36B of the Internal Revenue Code of
10 1986).

11 (i) DETERMINATIONS FOR PAYGO ACTS.—In deter-
12 mining the budgetary effects of any legislation for the pur-
13 poses of complying with the Statutory Pay-As-You-Go Act
14 of 2010 (including the required designation in PAYGO
15 Acts), the chair of the Committee on the Budget may
16 make adjustments to take into account the exemptions
17 and adjustments set forth in subsection (h).

18 (j) SPENDING REDUCTION AMENDMENTS IN APPRO-
19 PRIATIONS BILLS.—

20 (1) During the reading of a general appropria-
21 tion bill for amendment in the Committee of the
22 Whole House on the state of the Union, it shall be
23 in order to consider en bloc amendments proposing
24 only to transfer appropriations from an object or ob-
25 jects in the bill to a spending reduction account.

1 When considered en bloc under this clause, such
2 amendments may amend portions of the bill not yet
3 read for amendment (following disposition of any
4 points of order against such portions) and are not
5 subject to a demand for division of the question in
6 the House or in the Committee of the Whole.

7 (2) Except as provided in paragraph (1), it
8 shall not be in order to consider an amendment to
9 a spending reduction account in the House or in the
10 Committee of the Whole House on the state of the
11 Union.

12 (3) It shall not be in order to consider an
13 amendment to a general appropriation bill proposing
14 a net increase in budget authority in the bill (unless
15 considered en bloc with another amendment or
16 amendments proposing an equal or greater decrease
17 in such budget authority pursuant to clause 2(f) of
18 rule XXI).

19 (4) A point of order under clause 2(b) of rule
20 XXI shall not apply to a spending reduction ac-
21 count.

22 (5) A general appropriation bill may not be con-
23 sidered in the Committee of the Whole House on the
24 state of the Union unless it includes a spending re-
25 duction account as the last section of the bill. An

1 order to report a general appropriation bill to the
2 House shall constitute authority for the chair of the
3 Committee on Appropriations to add such a section
4 to the bill or modify the figure contained therein.

5 (6) For purposes of this subsection, the term
6 “spending reduction account” means an account in
7 a general appropriation bill that bears that caption
8 and contains only a recitation of the amount by
9 which an applicable allocation of new budget author-
10 ity under section 302(b) of the Congressional Budg-
11 et Act of 1974 exceeds the amount of new budget
12 authority proposed by the bill.

13 (k) CERTAIN SUBCOMMITTEES.—Notwithstanding
14 clause 5(d) of rule X, during the One Hundred Twelfth
15 Congress—

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

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

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

23 (l) EXERCISE FACILITIES FOR FORMER MEMBERS.—
24 During the One Hundred Twelfth Congress—

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

13 (2) The Committee on House Administration
14 shall promulgate regulations to carry out this sub-
15 section.

16 (m) NUMBERING OF BILLS.—In the One Hundred
17 Twelfth Congress, the first 10 numbers for bills (H.R. 1
18 through H.R. 10) shall be reserved for assignment by the
19 Speaker and the second 10 numbers for bills (H.R. 11
20 through H.R. 20) shall be reserved for assignment by the
21 Minority Leader.

22 (n) TRANSITION RULE.—Pending the designation of
23 a location by the Committee on House Administration
24 pursuant to clause 3 of rule XXIX, documents may be

1 made publicly available in electronic form at the following
2 locations:

- 3 (1) with respect to consideration by the House,
4 the majority website of the Committee on Rules; and
- 5 (2) with respect to consideration by a com-
6 mittee, the majority website of the committee.

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

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

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

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

1 (2) the resources of the Committee on Foreign
2 Affairs which the Commission may use shall include
3 all resources which the Committee is authorized to
4 obtain from other offices of the House of Represent-
5 atives.

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

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

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

2 (a) READING OF THE CONSTITUTION.—The Speaker
3 may recognize a Member for the reading of the Constitu-
4 tion on the legislative day of January 6, 2011.

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