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 (Original Signature of Member)

109TH CONGRESS
 1ST SESSION

H. RES. _____

 IN THE HOUSE OF REPRESENTATIVES

Mr. OBEY (for himself, Mr. FRANK of Massachusetts, Mr. PRICE of North Carolina, Mr. ALLEN, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Mr. BARROW, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOSWELL, Mr. BOREN, Mr. BOYD, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mrs. CAPPs, Mr. CARDOZA, Ms. CARSON, Mr. CASE, Mr. CHANDLER, Mr. CLEAVER, Mr. COOPER, Mr. COSTELLO, Mr. CROWLEY, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. DOGGETT, Ms. ESHOO, Mr. ETHERIDGE, Mr. EVANS, Mr. FARR, Mr. FILNER, Mr. FORD, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HOLT, Mr. HONDA, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mrs. MALONEY, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEHAN, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Ms. MILLENDER-MCDONALD, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Mr. OLVER, Mr. ORTIZ, Mr. OWENS, Ms. PELOSI, Mr. PETERSON of Minnesota, Mr. RANGEL, Mr. REYES, Mr. ROSS, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. Linda T. Sánchez of California, Ms. LORETTA SANCHEZ of California, Mr. SAND-



ERS, Mr. SCOTT of Virginia, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SKELTON, Mr. SNYDER, Ms. SOLIS, Mr. SPRATT, Mr. STRICKLAND, Mr. STUPAK, Mrs. TAUSCHER, Mr. TAYLOR of Mississippi, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Ms. WOOLSEY, and Mr. WU) submitted the following resolution; which was referred to the Committee on _____

RESOLUTION

Amending the Rules of the House of Representatives to protect the integrity of the institution.

1 *Resolved,*

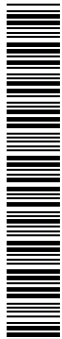
2 **SECTION 1. LIMITING INFLUENCE BY LOBBYISTS.**

3 (a) REQUIREMENTS FOR ACCEPTING PAYMENT OF
4 TRAVEL EXPENSES.—Clause 5 of rule XXV of the Rules
5 of the House of Representatives is amended—

6 (1) by redesignating paragraphs (e) and (f) as
7 paragraphs (f) and (g); and

8 (2) by inserting after paragraph (d) the fol-
9 lowing new paragraph:

10 “(e) Before a Member, Delegate, Resident Commis-
11 sioner, officer, or employee of the House may accept trans-
12 portation or lodging or reimbursement for such expenses
13 which are otherwise permitted to be accepted or reim-
14 bursed under this clause, the Member, Delegate, Resident
15 Commissioner, officer, or employee (as the case may be)
16 shall obtain a written certification from the sponsoring or-
17 ganization or person stating that—



1 “(1) no registered lobbyist has been invited to
2 participate in the transportation, lodging, or any as-
3 sociated meetings;

4 “(2) the organization or person conducts no
5 lobbying activities as defined in section 501 of the
6 Internal Revenue Code of 1986;

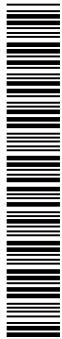
7 “(3) the organization or person neither employs
8 nor contracts for the services of a registered lobbyist
9 nor is affiliated with an organization that employs or
10 contracts for the services of a registered lobbyist;
11 and

12 “(4) no part of the trip is financed by a cor-
13 poration or person, unless the trip is financed by
14 contributions that are deductible under the Internal
15 Revenue Code of 1986 and the source of all such
16 contributions are disclosed in the written certifi-
17 cation.

18 Each such certification shall be signed by the individual
19 receiving it and filed with the Clerk who shall make such
20 signed certification available to the public in a timely man-
21 ner.”.

22 (b) FLOOR PRIVILEGES OF FORMER MEMBERS AND
23 HEADS OF DEPARTMENTS.—

24 (A) Clause 4(a) of rule IV of the Rules of the
25 House of Representatives is amended—



1 (B) by striking “and” at the end of subpara-
2 graph (1);

3 (2) by striking the period and inserting “; and”
4 at the end of subparagraph (2); and

5 (C) by inserting at the end the following new
6 subparagraph:

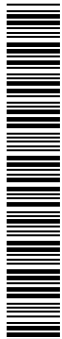
7 “(3) they sign a declaration each time they are
8 admitted to the Hall of the House or the rooms
9 leading thereto, to be maintained by the Sergeant-
10 at-Arms, stating that the conditions set forth in sub-
11 paragraphs (1) and (2) are true and also that they
12 will not lobby for the passage, amendment, or defeat
13 of any legislative measure pending before the House,
14 reported by a committee, or under consideration in
15 any of its committees or subcommittees.”.

16 (2) Clauses 2(a)(12) and (14) of rule IV of the
17 Rules of the House of Representatives are each
18 amended by inserting “(subject to clause (4))” before
19 the period.

20 **SEC. 2. FISCAL RESPONSIBILITY.**

21 (a) RECONCILIATION.—Clause 10 of rule XVIII of
22 the Rules of the House of Representatives is amended by
23 adding at the end the following new paragraph:

24 “(d) It shall not be in order to consider any reconcili-
25 ation legislation which has the net effect of reducing the



1 surplus or increasing the deficit compared to the most re-
2 cent Congressional Budget Office estimate for any fiscal
3 year.”.

4 (b) APPLICATION OF POINTS OF ORDER UNDER
5 CONGRESSIONAL BUDGET ACT TO ALL BILLS AND JOINT
6 RESOLUTIONS CONSIDERED UNDER SPECIAL ORDERS OF
7 BUSINESS.—Rule XXI of the Rules of the House of Rep-
8 resentatives is amended by adding at the end the following
9 new clause:

10 “7. For purposes of applying section 315 of the Con-
11 gressional Budget and Impoundment Control Act of 1974,
12 the term ‘as reported’ under such section shall be consid-
13 ered to include any bill or joint resolution considered in
14 the House pursuant to a special order of business.”.

15 **SEC. 3. CURBING ABUSES OF POWER.**

16 (a) LIMIT ON TIME PERMITTED FOR RECORDED
17 ELECTRONIC VOTES.—Clause 2(a) of rule XX of the
18 Rules of the House of Representatives is amended by in-
19 serting after the second sentence the following sentence:
20 “The maximum time for a record vote by electronic device
21 shall be 20 minutes, except that the time may be extended
22 with the consent of both the majority and minority floor
23 managers of the legislation involved or both the majority
24 leader and the minority leader.”.



1 (b) CONGRESSIONAL INTEGRITY.—Rule XXIII of the
2 Rules of the House of Representatives (the Code of Offi-
3 cial Conduct) is amended—

4 (1) by redesignating clause 14 as clause 16;
5 and

6 (2) by inserting after clause 13 the following
7 new clauses:

8 “14. A Member, Delegate, or Resident Commissioner
9 shall not condition the inclusion of language to provide
10 funding for a district-oriented earmark, a particular
11 project which will be carried out in a Member’s congres-
12 sional district, in any bill or joint resolution (or an accom-
13 panying report thereof) or in any conference report on a
14 bill or joint resolution (including an accompanying joint
15 statement of managers thereto) on any vote cast by the
16 Member, Delegate, or Resident Commissioner in whose
17 Congressional district the project will be carried out.

18 “15. A Member, Delegate, or Resident Commissioner
19 who advocates that language to provide funding for a dis-
20 trict-oriented earmark be included in any bill or joint reso-
21 lution (or an accompanying report thereto) or in any con-
22 ference report on a bill or joint resolution (or an accom-
23 panying joint statement of managers thereto) shall dis-
24 close in writing to the Clerk whether he or she has a finan-
25 cial interest in the earmark or exercises control over the



1 development or operation of the earmark (such as appoint-
2 ing members of a board that will develop or operate the
3 earmark).”.

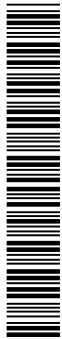
4 (c) RESTRICTIONS ON REPORTING CERTAIN
5 RULES.—Clause 6(c) of rule XIII of the Rules of the
6 House of Representatives is amended—

7 (1) by striking “or” at the end of subparagraph
8 (1);

9 (2) by striking the period at the end of sub-
10 paragraph (2) and inserting a semicolon; and

11 (3) by adding at the end the following new sub-
12 paragraphs:

13 “(3) a rule or order for consideration of a bill
14 or joint resolution reported by a committee that
15 makes in order as original text for purposes of
16 amendment, text which differs from such bill or joint
17 resolution as recommended by such committee to be
18 amended unless the rule or order also makes in
19 order as preferential a motion to amend that is nei-
20 ther divisible nor amendable but, if adopted will be
21 considered original text for purposes of amendment,
22 if requested by the chairman or ranking minority
23 member of the reporting committee, and such rule
24 or order shall waive all necessary points of order
25 against that amendment only if it restores all or



1 part of the text of the bill or joint resolution as rec-
2 ommended by such committee or strikes some or all
3 of the original text inserted by the Committee on
4 Rules that was not contained in the recommended
5 version;

6 “(4) a rule or order that waives any points of
7 order against consideration of a bill or joint resolu-
8 tion, against provisions in the measure, or against
9 consideration of amendments recommended by the
10 reporting committee unless the rule or order makes
11 in order and waives the same points of order against
12 one germane amendment if requested by the minor-
13 ity leader or a designee;

14 “(5) a rule or order that waives clause 10(d) of
15 rule XVIII, unless the majority leader and minority
16 leader each agree to the waiver and a question of
17 consideration of the rule is adopted by a vote of two-
18 thirds of the Members voting, a quorum being
19 present; or

20 “(6) a rule or order that waives clause 12(a) of
21 rule XXII.”.

22 **SEC. 4. ENDING 2-DAY WORK WEEKS.**

23 Rule XV of the Rules of the House of Representatives
24 is amended by adding at the end the following new clause:



1 “8. It shall not be in order to consider a resolution
2 providing for adjournment sine die unless, during at least
3 20 weeks of the session, a quorum call or recorded vote
4 was taken on at least 4 of the weekdays (excluding legal
5 public holidays).”.

6 **SEC. 5. KNOWING WHAT THE HOUSE IS VOTING ON.**

7 (a) **BILLS AND JOINT RESOLUTIONS.—**

8 (1) **IN GENERAL.—**Rule XIII of the Rules of
9 the House of Representatives is amended by adding
10 at the end the following new clause:

11 “8. Except for motions to suspend the rules and con-
12 sider legislation, it shall not be in order to consider in the
13 House a bill or joint resolution until 24 hours after copies
14 of such bill or joint resolution (and, if the bill or joint
15 resolution is reported, copies of the accompanying report)
16 are available (excluding Saturdays, Sundays, or legal holi-
17 days except when the House is in session on such a day).”.

18 (2) **PROHIBITING WAIVER.—**Clause 6(c) of rule
19 XIII of the Rules of the House of Representatives,
20 as amended by section 3(a), is further amended—

21 (A) by striking “or” at the end of subpara-
22 graph (5);

23 (B) by striking the period at the end of
24 subparagraph (6) and inserting “; or”; and



1 (C) by adding at the end the following new
2 subparagraph:

3 “(7) a rule or order that waives clause 8 of rule
4 XIII or clause 8(a)(1)(B) of rule XXII, unless a
5 question of consideration of the rule is adopted by
6 a vote of two-thirds of the Members voting, a
7 quorum being present.”.

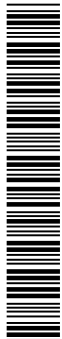
8 (b) CONFERENCE REPORTS.—Clause 8(a)(1)(B) of
9 rule XXII of the Rules of the House of Representatives
10 is amended by striking “2 hours“ and inserting “24
11 hours”.

12 **SEC. 6. FULL AND OPEN DEBATE IN CONFERENCE.**

13 (a) NUMBERED AMENDMENTS.—Clause 1 of rule
14 XXII of the Rules of the House of Representatives is
15 amended by adding at the end the following new sentence:
16 “A motion to request or agree to a conference on a general
17 appropriation bill is in order only if the Senate expresses
18 its disagreements with the House in the form of numbered
19 amendments.”.

20 (b) PROMOTING OPENNESS IN DELIBERATIONS OF
21 MANAGERS.—Clause 12(a) of rule XXII of the Rules of
22 the House of Representatives is amended by adding at the
23 end the following new subparagraph:

24 “(3) All provisions on which the two Houses disagree
25 shall be open to discussion at any meeting of a conference



1 committee. The text which reflects the conferees' action
2 on all of the differences between the two Houses, including
3 all matter to be included in the conference report and any
4 amendments in disagreement, shall be available to any of
5 the managers at at least one such meeting, and shall be
6 approved by a recorded vote of a majority of the House
7 managers. Such text and, with respect to such vote, the
8 total number of votes cast for and against, and the names
9 of members voting for and against, shall be included in
10 the joint explanatory statement of managers accom-
11 panying the conference report of such conference com-
12 mittee.”.

13 (c) POINT OF ORDER AGAINST CONSIDERATION OF
14 CONFERENCE REPORT NOT REFLECTING RESOLUTION
15 OF DIFFERENCES AS APPROVED.—

16 (1) IN GENERAL.—Rule XXII of the Rules of
17 the House of Representatives is amended by adding
18 at the end the following new clause:

19 “13. It shall not be in order to consider a conference
20 report the text of which differs in any material way from
21 the text which reflects the conferees' action on all of the
22 differences between the two Houses, as approved by a re-
23 corded vote of a majority of the House managers as re-
24 quired under clause 12(a).”.



1 (2) PROHIBITING WAIVER.—Clause 6(c)(6) of
2 rule XIII of the Rules of the House of Representa-
3 tives, as added by section 3(c)(3), is further amend-
4 ed by striking “clause 12(a)” and inserting “clause
5 12(a) or clause 13”.

