



Legislative Bulletin.....July 19, 2012

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Amendments to H.R. 5856 – Department of Defense Appropriations Act, 2013

**Amendments to H.R. 5856 (Part 5) – Department of Defense
Appropriations Act, 2013 (Young, R-FL)**

Order of Business: H.R. 5856 is scheduled to be considered under an **open rule** on July 18-19, 2012 that provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Appropriations Committee. The rule authorizes the Chair to give priority recognition to Members who have pre-printed their amendments in the *Congressional Record*, and requires amendments to be considered under the five-minute rule. The rule also waives all points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (which prevents appropriations bills from containing unauthorized appropriations or legislative provisions) except for section 8121 (regarding funds being used to sponsor any professional or semi-professional sporting event or competitor). Note that Members still cannot add authorizing language via amendment on the floor.

AMENDMENTS BEING VOTED ON IN THIS VOTE SERIES

1. **Rep. King (R-IA).** The amendment prohibits funds from being used in contravention of Section 7 of Title 1 of the United States Code. Section 7 of Title 1 of the United States Code defines “marriage” and “spouse” as: “In determining the meaning of any Act of Congress, or of any ruling, regulation, or interpretation of the various administrative bureaus and agencies of the United States, the word “marriage” means only a legal union between one man and one woman as husband and wife, and the word “spouse” refers only to a person of the opposite sex who is a husband or a wife.”
2. **Rep. Lee (D-CA).** This amendment would reduce funding under the legislation to FY2008 levels, adjusted for inflation. This is a cut of \$19.2 billion.
3. **Rep. Lee (D-CA).** This amendment would reduce overall spending in the bill by \$7.6 billion.

4. **Rep. Moran (D-VA)**. No comment provided by Member office. According to the Clerk's summary, "this amendment is to prohibit use of funds to enter into a contract, memorandum of understanding, or cooperative agreement with, make a grant to, or provide a loan or loan guarantee to Rosoboronexport."
5. **Rep. Turner (R-OH)**. This amendment prohibits the use of funds to reduce the nuclear forces of the United States in contravention of the Arms Control and Disarmament Act or to implement the Nuclear Posture Review Implementation Study or modify the Secretary of Defense Guidance for Employment of Force.
6. **Rep. Coffman (D-CO)**. This amendment would require that none of the funds in this act shall be available to continue the deployment of the 170th and 172 infantry brigades in Europe, except pursuant to Article 5 of the NATO Treaty.
7. **Rep. Berg (R-ND)**. This amendment specifies that none of the funds in this act may be used to reduce the number of nuclear weapons delivery vehicles of the United States, specifically including:
 - A. Heavy bomber aircraft
 - B. Air-launched cruise missiles
 - C. Nuclear-powered ballistic missile submarines
 - D. Submarine-launched ballistic missiles
 - E. Intercontinental ballistic missiles
8. **Rep. Garamendi (D-CA)**. This amendment would reduce overall spending in the bill by \$12.67 billion.
9. **Rep. Mulvaney (R-SC)**. This amendment would reduce overall spending in the bill by \$1.07 billion.
10. **Rep. Mulvaney (R-SC)/ Rep. Frank (D-MA)** – This amendment freezes defense spending at the current level by reducing total funding in the bill by \$1.1 billion. The DoD/OMB has discretion on how to apply the reductions, but accounts associated with Military Personal, the Defense Health Program, and the Global War on Terror are protected from being reduced.

This amendment would keep the funding level at \$2.1 billion above the President's request. It funds defense at a level that was supported in last years "megabus" legislation.
11. **Rep. Stearns (R-FL)**. This amendment would specify that none of the funds in this legislation may be used to implement an enrollment fee for the TRICARE for Life program with regard to military health care.

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