

## H. Res. \_\_\_\_

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### **H.R. 3408 - Protecting Investment in Oil Shale the Next Generation of Environmental, Energy, and Resource Security Act**

### **H.R. 3813 - Securing Annuities for Federal Employees Act of 2012**

### **H.R. 7 - American Energy and Infrastructure Jobs Act of 2012**

1. Structured rule for H.R. 3408.
2. Provides one hour of general debate with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources and 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce.
3. Waives all points of order against consideration of the bill.
4. Provides that an amendment in the nature of a substitute consisting of the text of titles XIV and XVII of Rules Committee Print 112-14 shall be considered as adopted, and provides that the bill, as amended, shall be considered as read.
5. Waives all points of order against provisions in the bill, as amended.
6. Makes in order only those further amendments to H.R. 3408 printed in Part A of the Rules Committee report accompanying the resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question.
7. Waives all points of order against the amendments printed in Part A of the Rules Committee report.
8. Provides one motion to recommit H.R. 3408 with or without instructions.
9. Structured rule for H.R. 3813.
10. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and

Government Reform.

11. Waives all points of order against consideration of the bill.
12. Provides that an amendment in the nature of a substitute consisting of the text of title XVI of Rules Committee Print 112-14 shall be considered as adopted, and provides that the bill, as amended, shall be considered as read.
13. Waives all points of order against provisions in the bill, as amended.
14. Makes in order only those further amendments to H.R. 3813 printed in Part B of the Rules Committee report accompanying the resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question.
15. Waives all points of order against the amendments printed in Part B of the Rules Committee report.
16. Provides one motion to recommit H.R. 3813 with or without instructions.
17. General Debate for H.R. 7.
18. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure.
19. Waives all points of order against consideration of H.R. 7.
20. Provides that an amendment in the nature of a substitute consisting of the text of titles I through XIII and XV of Rules Committee Print 112-14 shall be considered as adopted.
21. Provides that no further consideration of the bill shall occur except pursuant to a subsequent order of the House.
22. Directs the Clerk to retain title and section designations as they appear in Rules Committee Print 112-14 when preparing an amendment in the nature of a substitute to H.R. 7, H.R. 3408, and H.R. 3813.
23. Authorizes the Clerk to make technical and conforming changes to amendatory instructions in the engrossment of H.R. 3408 and H.R. 3813.
24. Directs the Clerk to, in the engrossment of H.R. 7, add the texts of H.R. 3408 and H.R. 3813, as passed by the House, retaining the title and section designations as they appear in Rules Committee Print 112-14 to the extent possible, and to make technical and conforming changes.
25. Provides that upon the addition of the text of H.R. 3408 or H.R. 3813, as passed by the House, to the engrossment of H.R. 7, H.R. 3408 or H.R. 3813 (as the case may be) shall be laid on the table.

26. Authorizes the chair of each of the following committees to file a supplemental report to accompany any of the following measures: Natural Resources, with respect to H.R. 3407, 3408, and 3410; Ways and Means, with respect to H.R. 3864; and Oversight and Government Reform, with respect to H.R. 3813.

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## RESOLUTION

*Resolved*, That at any time after the 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. 3408) to set clear rules for the development of United States oil shale resources, to promote shale technology research and development, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour, with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources and 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, an amendment in the nature of a substitute consisting of the text of titles XIV and XVII of Rules Committee Print 112-14 shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. No further amendment to the bill, as amended, shall be in order except those printed in part A of the report of the Committee on Rules accompanying this resolution. Each such further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill, as amended, and any further amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Sec. 2. At any time after the 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. 3813) to amend title 5, United States Code, to secure the annuities of Federal civilian employees, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Government Reform. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment in the nature of a substitute recommended by the Committee on Oversight and Government Reform now printed in the bill, an amendment in the nature of a substitute consisting of the text of title XVI of Rules Committee Print 112-14 shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. No further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules accompanying this resolution. Each such further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill, as amended, and any further amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Sec. 3. At any time after the 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. 7) to authorize funds for Federal-aid highway, public transportation, and highway and motor carrier safety programs, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. In lieu of the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill, an amendment in the nature of a substitute consisting of the text of titles I through XIII and title XV of Rules Committee Print 112-14 shall be considered as adopted in the House and in the Committee of the Whole. General debate shall be confined to the bill, as amended, and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure. After general debate, the Committee of the Whole shall rise without

motion. No further consideration of the bill shall be in order except pursuant to a subsequent order of the House.

Sec. 4. In preparing an amendment in the nature of a substitute to be adopted pursuant to this resolution, the Clerk shall retain the title and section designations as they appear in Rules Committee Print 112-14.

Sec. 5. In the engrossment of a measure addressed by the first or second section of this resolution, the Clerk is authorized to make technical and conforming changes to amendatory instructions.

Sec. 6. (a) In the engrossment of H.R. 7, the Clerk shall--

(1) await the disposition of H.R. 3408 and H.R. 3813;

(2) add the respective texts of H.R. 3408 and H.R. 3813, as passed by the House, to H.R. 7, retaining the title and section designations as they appear in Rules Committee Print 112-14 to the extent possible;

(3) conform the title of H.R. 7 to reflect the addition of the text of H.R. 3408 or H.R. 3813, as passed by the House, to the engrossment;

(4) assign appropriate designations to provisions within the engrossment; and

(5) conform provisions for short titles within the engrossment.

(b) Upon the addition of the text of H.R. 3408 or H.R. 3813, as passed by the House, to the engrossment of H.R. 7, H.R. 3408 or H.R. 3813 (as the case may be) shall be laid on the table.

Sec. 7. The chair of each of the following committees is authorized, on behalf of the respective committee, to file a supplemental report to accompany any of the following measures:

(a) Natural Resources, with respect to H.R. 3407, 3408, and 3410;

(b) Ways and Means, with respect to H.R. 3864; and

(c) Oversight and Government Reform, with respect to H.R. 3813..

## SUMMARY OF AMENDMENTS IN PART A PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

<b>Sponsor</b>	<b># Description</b>	<b>Debate Time</b>
<b>1. Eshoo (CA)</b>	#107 Would require the Federal Energy Regulatory Commission to review the results of the Pipeline and Hazardous Materials Safety Administration (PHMSA) study, as required by the bipartisan pipeline safety bill (P.L 112-90), before issuing a permit for the Keystone XL pipeline.	(10 minutes)
<b>2. Markey, Edward (MA), Cohen (TN), Welch (VT), Connolly (VA)</b>	#70 Would ensure that if the Keystone XL pipeline is built, the oil that it transports to the Gulf of Mexico and the fuels made from that oil remain in this country to benefit Americans. Would allow the President to waive this requirement if it can be shown that an export of the oil or fuels won't increase our dependence on oil or fuels we buy from hostile nations, that prices for refiners and consumers won't go up if the export occurs, or if an export is needed to comply with any international treaties or other agreements we have to export oil or fuels.	(10 minutes)
<b>3. Rush (IL)</b>	#93 Would amend Title XIV [KEYSTONE XL PIPELINE] to prohibit the issuance of a permit absent conditions that restrict the ability of the permit recipient from initiating or threatening to initiate proceedings to invoke the power of eminent domain against the will of a property's owner for the purposes of constructing or operating the Keystone XL pipeline.	(10 minutes)
<b>4. Doyle (PA), Murphy, Christopher (CT)</b>	#153 Would require that a permit for the Keystone XL pipeline is not to be issued or deemed issued unless the permit applicant can certify and provide adequate documentation to FERC that at least 75% of the iron and steel to be used in domestic portion of the pipeline is produced in North America.	(10 minutes)
<b>5. Polis (CO)</b>	#130 <b>REVISED</b> Would strike subtitle A of title XVII and provides a five year window offset through increasing the federal share of drilling revenue.	(10 minutes)
<b>6. Hastings, Doc (WA)</b>	#154 <b>REVISED</b> Would change the underlying bill's requirement that the Department of the Interior	(10 minutes)

substitute two new lease blocks for each one lease block that is deferred from a lease sale at the request of the Department of Defense, to replace each deferred lease block with one new lease block. Would also call attention to the existing authority under the Outer Continental Shelf Lands Act for the President to designate National Defense Areas on the outer Continental Shelf that are restricted from exploration and operation. The amendment would also require the North Aleutian Basin lease sale to be conducted by 2015 rather than one year after enactment of the Act.

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| <b>7. Capps (CA)</b>   | #184 Would strike Section 17304, relating to oil and gas lease sales in the Southern California planning area, and part 4, relating to OCS revenue sharing with coastal states.   | (10 minutes) |
| <b>8. Bilirakis (FL)</b>   | #109 Would require the Secretary to conduct an economic impact survey to determine the economic effects that lease sales within 100 miles of the coast of Florida will have on the Florida fishing and tourism industries.  | (10 minutes) |
| <b>9. Bishop, Tim (NY), Crowley (NY), Rangel (NY), Pascrell (NJ), Pingree (ME)</b> | #43 <b>REVISED</b> Would prohibit oil and natural gas lease sales in the northeast U.S.   | (10 minutes) |
| <b>10. Richmond (LA)</b>   | #282 <b>LATE</b> Would allow oil and gas revenues to be used for coastal wetlands conservation, coastal restoration, hurricane protection, or infrastructure projects directly impacted by coastal wetland losses. Currently, HR 7 contains a prohibition on how states can use oil and gas revenues. Energy producing states use offshore oil and gas revenues to fund their required state cost share of hurricane protection and coastline restoration programs. | (10 minutes) |
| <b>11. Landry (LA), Richmond (LA)</b>  | #197 <b>REVISED</b> Would raise the Gulf of Mexico Energy Security Act cap to \$750 million per year starting in year 2023 until 2055. The amendment would keep the \$500 million cap per year in place through year 2022.  | (10 minutes) |
| <b>12. Deutch (FL)</b>   | #286 <b>LATE</b> Would require a person to include in the application for a drilling lease an estimate of the economic impact, including job losses, resulting from a worst-case discharge of oil from facilities operating under the lease.  | (10 minutes) |



<b>13. Thompson, Mike (CA), Woolsey (CA)</b>	#127	Would clarify that the legislation does not allow for oil and gas drilling on the northern coast of California.	(10 minutes)
<b>14. Holt (NJ), Bass (NH), Dingell (MI), Dold (IL), Gerlach (PA), Murphy, Christopher (CT), Kind (WI)</b>	#246	Would affirm that nothing in the underlying bill will affect funding for the Land and Water Conservation Fund (LWCF).	(10 minutes)
<b>15. Hanabusa (HI)</b>	#114	Would require that offshore oil and gas leases contain specific safety requirements.	(10 minutes)
<b>16. Hastings, Doc (WA)</b>	#157	Would streamline the NEPA process to allow for expedited development of renewable energy projects on federal lands and waters.	(10 minutes)
<b>17. Markey, Edward (MA)</b>	#53	Would expand on the oil export ban already included in the Arctic drilling subtitle (Sec. 17706) to prohibit export of any natural gas produced pursuant to a lease issued under Title XVII of this Act.	(10 minutes)
<b>18. Markey, Edward (MA)</b>	#54	Would require companies holding defective leases which allow them to drill on public lands off-shore without paying a royalty, to renegotiate those leases prior to bidding on new leases issued pursuant to Title XVII of this Act.	(10 minutes)
<b>19. Labrador (ID)</b>	#163	Would minimize NEPA requirements for a geothermal exploration test project so a project can quickly move forward if resources are found.	(10 minutes)
<b>20. Scalise (LA), Bonner (AL), Landry (LA), Miller, Jeff (FL), Palazzo (MS), Southerland (FL), Olson (TX), Richmond (LA)</b>	#277	<b>LATE REVISED</b> Would dedicate Clean Water Act penalties associated with the Deepwater Horizon disaster to the Gulf Coast Restoration Trust Fund.	(10 minutes)

### SUMMARY OF AMENDMENTS IN PART B PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

Sponsor	#	Description	Debate Time
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| <b>1. Issa (CA)</b>   | #298 <b>LATE Manager's Amendment.</b> Would ensure the bill achieves the intended discretionary savings.   | (10 minutes) |
| <b>2. Lynch (MA)</b>  | #151 Would prevent the main provisions of Title XVI of H.R. 7, pertaining to increased retirement contributions for federal workers, from going into effect while federal employees are operating under a pay freeze. Would also exclude Member's of Congress from receiving relief from the increased retirement contributions during years in which federal employees are subject to a pay freeze. | (10 minutes) |
| <b>3. Nugent (FL)</b> | #190 Would allow members of Congress to opt-out of participating in the Federal Employees Retirement System. It also would allow members to contribute to the Thrift Savings Plan without receiving a federal match to their contributions.  | (10 minutes) |