

117th Congress

1st Session

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

---

### **H.R. 5314 - Protecting Our Democracy Act**

**S. 1605 - [National Defense Authorization Act for Fiscal Year 2022]**

**S. 610 - Protecting Medicare and American Farmers from Sequester Cuts Act**

1. Structured rule for H.R. 5314.
2. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Reform or their respective designees.
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 Rules Committee Print 117-20, modified by the amendment printed in part A of the Rules Committee report, shall be considered as adopted and the bill, as amended, shall be considered as read.
5. Waives all points of order against provisions in the bill, as amended.
6. Provides that following debate, each further amendment printed in part B of the Rules Committee report not earlier considered as part of amendments en bloc pursuant to section 3 shall be considered 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debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, may be withdrawn by the proponent at any time before the question is put thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question.
7. Section 3 provides that at any time after debate the chair of the Committee on Oversight and Reform or her designee may offer amendments en bloc consisting of further amendments printed in part B of the Rules Committee report not earlier disposed of. Amendments en bloc shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Reform or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of

the question.

8. Waives all points of order against the amendments printed in part B of the report and amendments en bloc described in section 3 of the resolution.
9. Provides one motion to recommit.
10. Closed rule for S. 1605.
11. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Armed Services or their respective designees.
12. Waives all points of order against consideration of the bill.
13. Provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-21 shall be considered as adopted and the bill, as amended, shall be considered as read.
14. Waives all points of order against provisions in the bill, as amended.
15. Provides one motion to commit.
16. Provides that the chair of the Committee on Armed Services may insert in the Congressional Record not later than December 10, 2021, such material as he may deem explanatory of S. 1605.
17. Closed rule for S. 610.
18. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means or their respective designees.
19. Waives all points of order against consideration of the bill.
20. Provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-22 shall be considered as adopted and the bill, as amended, shall be considered as read.
21. Waives all points of order against provisions in the bill, as amended.
22. Provides one motion to commit.
23. Provides that at any time through the legislative day of Thursday, December 9, 2021, the Speaker may entertain motions offered by the Majority Leader or a designee that the House suspend the rules with respect to multiple measures that were the object of motions to suspend the rules on November 30, 2021, December 1, 2021, or December 8, 2021, and on which the yeas and nays were ordered and further proceedings postponed. The Chair shall put the question on any such motion without debate or intervening motion, and the ordering of the yeas and nays on postponed motions to suspend the rules with respect to such measures is vacated.

## RESOLUTION

*Resolved*, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 5314) to protect our democracy by preventing abuses of presidential power, restoring checks and balances and accountability and transparency in government, and defending elections against foreign interference, and for other purposes. All points of order against consideration of the bill are waived. An amendment in the nature of a substitute consisting of the text of Rules Committee Print 117–20, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Reform or their respective designees; (2) the further amendments described in section 2 of this resolution; (3) the amendments en bloc described in section 3 of this resolution; and (4) one motion to recommit.

Sec. 2. After debate pursuant to the first section of this resolution, each further amendment printed in part B of the report of the Committee on Rules not earlier considered as part of amendments en bloc pursuant to section 3 of this resolution shall be considered 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, may be withdrawn by the proponent at any time before the question is put thereon, shall not be subject to amendment, and shall not be subject to a demand for division of the question.

Sec. 3. It shall be in order at any time after debate pursuant to the first section of this resolution for the chair of the Committee on Oversight and Reform or her designee to offer amendments en bloc consisting of further amendments printed in part B of the report of the Committee on Rules accompanying this resolution not earlier disposed of. Amendments en bloc offered pursuant to this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Reform or their respective designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question.

Sec. 4. All points of order against the further amendments printed in part B of the report of the Committee on Rules or amendments en bloc described in

section 3 of this resolution are waived.

Sec. 5. Upon adoption of this resolution it shall be in order to consider in the House the bill (S. 1605) to designate the National Pulse Memorial located at 1912 South Orange Avenue in Orlando, Florida, and for other purposes. All points of order against consideration of the bill are waived. An amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-21 shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Armed Services or their respective designees; and (2) one motion to commit.

Sec. 6. The chair of the Committee on Armed Services may insert in the Congressional Record not later than December 10, 2021, such material as he may deem explanatory of S. 1605.

Sec. 7. Upon adoption of this resolution it shall be in order to consider in the House the bill (S. 610) to address behavioral health and well-being among health care professionals. All points of order against consideration of the bill are waived. An amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-22 shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means or their respective designees; and (2) one motion to commit.

Sec. 8. (a) At any time through the legislative day of Thursday, December 9, 2021, the Speaker may entertain motions offered by the Majority Leader or a designee that the House suspend the rules as though under clause 1 of rule XV with respect to multiple measures described in subsection (b), and the Chair shall put the question on any such motion without debate or intervening motion.

(b) A measure referred to in subsection (a) includes any measure that was the object of a motion to suspend the rules on the legislative day of November 30, 2021, December 1, 2021, or December 8, 2021, in the form as so offered, on which the yeas and nays were ordered and further proceedings postponed pursuant to clause 8 of rule XX.

(c) Upon the offering of a motion pursuant to subsection (a) concerning

multiple measures, the ordering of the yeas and nays on postponed motions to suspend the rules with respect to such measures is vacated to the end that all such motions are considered as withdrawn.

**SUMMARY OF AMENDMENT TO H.R. 5314 IN PART A PROPOSED TO BE CONSIDERED AS ADOPTED**

<b>Sponsor</b>	<b>#</b>	<b>Description</b>
<b>1. Maloney, Carolyn (NY)</b>	<b>#61</b>	<b>(LATE) (MANAGER’S)</b> Strikes the bill’s applicability to the District of Columbia government, prohibits the practice of candidates compensating spouses for campaign-related services, and makes other technical changes.

**SUMMARY OF AMENDMENTS TO H.R. 5314 IN PART B PROPOSED TO BE MADE IN ORDER**

(summaries derived from information provided by sponsors)

<b>Sponsor</b>	<b>#</b>	<b>Description</b>	<b>Debate Time</b>
<b>1. Adams (NC)</b>	<b>#53</b>	<b>(LATE) (REVISED)</b> Requires the FEC to make an income tax return public and post online within 48 hours of receiving a return, including redactions. However, if an income tax return requires considerable, extensive, and significant time for the FEC to make redactions, the FEC may make the return available after 48 hours but not later than 30 days after receipt of return.	(10 minutes)
<b>2. Aguilar (CA)</b>	<b>#49</b>	<b>(REVISED)</b> Requires that each state chief’s election official creates a database of election officials who have received threats against them and need their personally identifiable information (PII) protected to ensure safe and fair elections. Ensures these individuals can request their PII be removed from public websites. Revision removes provision concerning restrictions on data brokers.	(10 minutes)

- |  |  |                 |
|--|--|-----------------|
| <b>3. Burgess<br/>(TX)</b>                         | #10 Strikes Title II.  | (10<br>minutes) |
| <b>4. Cicilline<br/>(RI),<br/>Quigley<br/>(IL)</b> | #54 <b>(LATE) (REVISED)</b> Requires the White House to maintain a publicly accessible website that includes salary and financial disclosure information for White House employees.  | (10<br>minutes) |
| <b>5. Clark,<br/>Katherine<br/>(MA)</b>            | #13 Adds the President, Vice President, and any Cabinet member to the current statutory prohibition on members of Congress contracting with the federal government.  | (10<br>minutes) |
| <b>6. Cohen<br/>(TN)</b>                           | #46 Changes the definition of a “covered offense” in Title I § 102 to include pardons issued to any third degree relative of the President, any member or former member of the President’s administration, any person who worked on the President’s presidential campaign as a paid employee, or any person or entity when the offense at issue is motivated by a direct and significant personal or pecuniary interest of any of the described individuals. | (10<br>minutes) |
| <b>7. Comer<br/>(KY)</b>                           | #41 <b>(SUBSTITUTE)</b> Strikes all sections of the bill and retitles as the "Inspector General Stability Act", but preserves a modified Title VII Subtitle A (Requiring Cause for Removal) which instead requires Congressional notification and a detailed rationale prior to an IG’s removal, and also preserves Title VII Subtitle C (Congressional Notification) which previously passed the House as H.R. 23.  | (10<br>minutes) |
| <b>8. Connolly<br/>(VA)</b>                        | #36 Protects merit system principles by limiting federal employee reclassifications to the five excepted service schedules in use prior to fiscal year 2021 (based on the bipartisan Preventing a Patronage System Act).   | (10<br>minutes) |
| <b>9. Correa<br/>(CA), Issa<br/>(CA)</b>           | #15 Closes the loophole that allows agencies to treat requests for information from members of Congress as FOIA requests by clarifying that the Freedom of Information Act prohibits executive branch agencies from responding to congressional requests for information with records that have been subject to FOIA redactions. This clarification would ensure that executive branch agencies are not using the law's exemptions to                        | (10<br>minutes) |

		withhold information from elected officials conducting oversight.	
<b>10. Correa (CA)</b>	#16	Requires all Congressionally mandated reports from the executive branch to be transmitted to Congress in machine readable format.	(10 minutes)
<b>11. DelBene (WA)</b>	#27	<b>(REVISED)</b> Directs the Federal Election Commission (FEC), in consultation with the National Institute of Standards and Technology (NIST), the Cybersecurity and Infrastructure Security Agency (CISA), and other appropriate offices, to issue guidance for political committees and vendors on cybersecurity risks and best practices. Requires the FEC to regularly update this guidance.	(10 minutes)
<b>12. Foxx (NC)</b>	#37	Creates an Inspector General for the Office of Management and Budget to bring transparency and accountability to the agency.	(10 minutes)
<b>13. Foxx (NC)</b>	#43	Creates parity in enforcement for Oversight and Reform Committee "Rule of 7" requests to protect minority party requests for information.	(10 minutes)
<b>14. Gallego (AZ)</b>	#26	<b>(REVISED)</b> Requires the President-elect to report to Congress on individuals in an incoming administration that are seeking a security clearance and the status of that clearance, including interim clearances. Requires the President or relevant agency to report to Congress at any point when an immediate family member of the President seeks a security clearance and the status of that clearance, including interim clearances.	(10 minutes)
<b>15. Golden (ME)</b>	#39	Expands President and other covered officials' emolument disclosures to cover emoluments received or expected by spouses and dependent children, in line with other financial disclosures for spouses and dependent children in 5a USC 102(e).	(10 minutes)
<b>16. Issa (CA)</b>	#55	<b>(LATE)</b> States that an incoming staffer in a Member office who already has a clearance shall not be counted against the two clearances per office that the current House rules allow.	(10 minutes)
<b>17. Kilmer (WA), Rice,</b>	#48	<b>(REVISED)</b> Modernizes Federal Election Commission (FEC) disclosure requirements to	(10 minutes)

<b>Kathleen (NY), Sarbanes (MD), Crist (FL)</b>	ensure online political advertisements meet the same transparency and disclosure requirements that already apply to political ads sold on TV, radio, and satellite platforms. Also requires online platforms to take reasonable steps to ensure that foreign individuals and entities are not purchasing political advertisements in order to influence the American electorate, and directs the FEC to commission an independent study and report on media literacy with respect to online political content consumption among voting-age Americans.	
<b>18. Lynch (MA)</b>	#18 Prohibits the use of deepfakes within 60 days of a federal election and establishes corresponding criminal and civil penalties.	(10 minutes)
<b>19. Maloney, Sean (NY)</b>	#50 Clarifies language in the Former Presidents Act to state that impeachment and conviction, regardless of removal, makes a former president ineligible for benefits. Imposes a new mandate on former presidents that if convicted of a felony for crimes committed during or after office, some benefits would be forfeited.	(10 minutes)
<b>20. McGovern (MA), Meijer (MI), DeFazio (OR)</b>	#51 Strengthens safeguards in the bill against presidential abuse of emergency powers by prohibiting their use for purposes other than emergencies; providing expedited procedures for joint resolutions to end emergency declarations; and ending "permanent emergencies" through a five-year limit.	(10 minutes)
<b>21. Ocasio-Cortez (NY)</b>	#19 <b>(REVISED)</b> Expands coverage of section 3110 of title 5 of the U.S. Code to prohibit nepotistic appointments to the Executive Office of the President.	(10 minutes)
<b>22. Ocasio-Cortez (NY), Lynch (MA)</b>	#20 Codifies President Biden's Executive Order on ethics commitments by executive branch personnel.	(10 minutes)
<b>23. Ocasio-Cortez (NY)</b>	#21 Directs the Office of Government Ethics to promulgate regulations establishing ethics requirements for the establishment or operation of legal expense funds for the benefit of the President, Vice President, or any political	(10 minutes)



- appointee.
- 24. Ocasio-Cortez (NY), Scanlon (PA)** #22 **(REVISED)** Imposes disclosure requirements on inaugural committees, prohibits committees from taking money from foreign nationals; shadow entities; and corporations; and prohibits conversion of committee resources for personal use or for personal benefit. (10 minutes)
- 25. Ocasio-Cortez (NY)** #23 **(REVISED)** Asserts the Government Accountability Office's investigatory powers over the intelligence community. Requires the Director of National Intelligence to ensure that GAO personnel are provided with access to information in possession by the intelligence community that the Comptroller General determines necessary for analysis, evaluation, or investigation requested by the relevant committee of Congress. (10 minutes)
- 26. Omar (MN)** #58 **(LATE)** Ensures agency interns are covered by whistleblower provisions. (10 minutes)
- 27. Pascrell (NJ), Quigley (IL)** #44 **(REVISED)** Amends Title X to clarify ability of federal officials to visit federal property prior to an election, requires disclosure of Hatch Act Investigations for certain employees, makes the Hatch Act applicable to the President and Vice President while conducting official duties on White House and White House grounds, strengthens Hatch Act violation penalties, grants the Office of Special Counsel rulemaking authority and ability to continue investigating certain employees, grants the Merit System Protection Board the ability to enforce subpoenas against certain employees, and conducts a GAO review of Hatch Act provisions. (10 minutes)
- 28. Phillips (MN)** #32 **(REVISED)** Explicitly prohibits conventions of national political parties for congressional, presidential, and vice-presidential candidates from being held on or in any federal property, including the White House and surrounding grounds. Violations are subject to civil penalties, imprisonment, or both. (10 minutes)
- 29. Phillips (MN), Raskin** #34 Directs the Election Assistance Commission (EAC) to establish a program to support state and local governments in the transition to ranked (10 minutes)

(MD)	choice voting (a system in which voters rank candidates in order of preference).	
<b>30. Quigley (IL), Cicilline (RI), Ocasio-Cortez (NY)</b>	#9 <b>(REVISED)</b> Requires the President to establish and periodically update a public database of White House visitor records, including the names of visitors, with whom visitors met, and the purpose of the visit. Allows for certain exceptions, including for particularly sensitive meetings and purely personal guests.	(10 minutes)
<b>31. Raskin (MD)</b>	#33 <b>(REVISED)</b> Strengthens Title II of the Act to ensure that if a sitting President or Vice President is indicted while in office, a trial or other legal proceeding may only be delayed if it interferes with the defendant's official duties and ensures the burden to delay legal proceedings falls on the defendant.	(10 minutes)
<b>32. Ross (NC)</b>	#40 <b>(REVISED)</b> Prohibits the President from requiring an officer or employee of the Executive Office of the President to enter into a nondisclosure agreement that is not related to the protection of classified or controlled unclassified information as a condition of employment or upon separation from the civil service.	(10 minutes)
<b>33. Ross (NC)</b>	#42 <b>(REVISED)</b> Directs the Department of Justice (DOJ) to create an election threats task force to work with federal, state, and local partners to prioritize identifying, investigating, and prosecuting threats and acts of violence against election officials, workers, and their families.	(10 minutes)
<b>34. Scanlon (PA)</b>	#38 Changes the frequency that the Inspector General of the Department of Justice must report to Congress improper communications between DOJ and the White House. The bill increases the requirement to report on the DOJ/White House communications logs from every six months to every three months.	(10 minutes)