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CONSTITUTION
JEFFERSON'S MANUAL
AND
RULES OF THE HOUSE OF
REPRESENTATIVES

OF THE UNITED STATES
ONE HUNDRED TENTH CONGRESS

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PARLIAMENTARIAN



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HOUSE RESOLUTION 1107

IN THE HOUSE OF REPRESENTATIVES, U.S.,

December 8, 2006.

Resolved, That a revised edition of the Rules and Manual of the House of Representatives for the One Hundred Tenth Congress be printed as a House document, and that three thousand additional copies shall be printed and bound for the use of the House of Representatives, of which nine hundred copies shall be bound in leather with thumb index and delivered as may be directed by the Parliamentarian of the House.

Attest:

KAREN L. HAAS,
Clerk.

PREFACE

The House Rules and Manual contains the fundamental source material for parliamentary procedure used in the House of Representatives: the Constitution of the United States; applicable provisions of Jefferson's Manual; Rules of the House (as of the date of this preface); provisions of law and resolutions having the force of Rules of the House; and pertinent decisions of the Speakers and other presiding officers of the House and Committee of the Whole interpreting the rules and other procedural authority used in the House of Representatives.

The rules for the One Hundred Tenth Congress were adopted on January 4 and 5, 2007, when the House agreed to House Resolution 6 in five divided titles. In addition to a series of changes to various standing rules, House Resolution 6 included separate free-standing orders constituting procedures to be followed in the One Hundred Tenth Congress. Explanations of the changes to the standing rules appear in the annotations following each rule in the text of this Manual.

In the One Hundred Sixth Congress, the House adopted a recodification of the Rules of the House. For an explanation of the recodified format, see the Preface and other introductory matter for the House Rules and Manual for the One Hundred Sixth Congress (H. Doc. 105–358).

The substantive changes in the standing rules made by House Resolution 6 of the 110th Congress included:

(1) redesignation of the Committee on Education and the Workforce as the Committee on Education and Labor, of the Committee on Government Reform as the Committee on Oversight and Government Reform, of the Committee on International Relations as the Committee on Foreign Affairs, of the Committee on Resources as the Committee on Natural Resources, and of the Committee on Science as the Committee on Science and Technology (clause 1 of rule X);

(2) authority for the Committee on Oversight and Government Reform to authorize the use of depositions to take testimony (clause 4(c) of rule X);

(3) requirement that the Committee on Standards of Official Conduct offer annual ethics training to Members,

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Delegates, the Resident Commissioner, officers, and employees of the House (clause 3(a) of rule XI);

(4) exemption for the Committee on Rules from the requirement that committees include certain record votes in committee reports (clause 3(b) of rule XIII);

(5) policy regarding holding electronic votes open for the sole purpose of reversing the outcome of such votes (clause 2(a) of rule XX);

(6) prohibition against the consideration of a concurrent resolution on the budget containing reconciliation directives that would reduce a surplus or increase a deficit over certain periods (clause 7 of rule XXI);

(7) application of points of order under title III of the Congressional Budget Act of 1974 to unreported measures (clause 8 of rule XXI);

(8) prohibition against the consideration of certain measures in the absence of proper disclosure of congressional earmarks, limited tax benefits, or limited tariff benefits, and against consideration of a rule or order waiving such prohibition (clause 9 of rule XXI);

(9) prohibition against the consideration of certain measures containing direct spending and revenues reducing a surplus or increasing a deficit over certain periods (clause 10 of rule XXI);

(10) requirement that House managers at conferences have a unitary time and place at which to sign (or not) conference reports and joint explanatory statements (clause 12(a) of rule XXII);

(11) prohibition against the consideration of conference reports if their text differs from that agreed to by the conferees (clause 13 of rule XXII);

(12) restriction on influencing certain private sector hiring practices (clause 14 of rule XXIII);

(13) restriction on use of certain funds for flights on certain private aircraft (clause 15 of rule XXIII), such restriction later amended in its entirety (H. Res. 363, 110th Cong., May 2, 2007, p.—);

(14) prohibition against certain action with regard to the inclusion of a congressional earmark, limited tax benefit, or limited tariff benefit in a measure (clause 16 of rule XXIII);

(15) requirement that a Member, Delegate, or Resident Commissioner provide a written statement to accompany any request to a committee for a congressional earmark, limited tax benefit, or limited tariff benefit, and a require-

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ment that committees retain such requests (clause 17 of rule XXIII);

(16) restriction on the acceptance of gifts from a registered lobbyist or agent of a foreign principal, or from a private entity retaining or employing such individual, except in certain circumstances (clause 5(a)(1)(A)(ii) of rule XXV);

(17) clarification of the standard for valuation of gifts of tickets to sporting or entertainment events (clause 5(a)(1)(B)(ii) of rule XXV);

(18) restriction on the acceptance of reimbursement for travel in any part planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal, except for reimbursement for travel from institutions of higher education or for attendance at a one-day event, in the latter case, provided that the involvement of a registered lobbyist or agent of a foreign principal in such event is *de minimis* (clause 5(b)(1), 5(c)(2), and 5(c)(3) of rule XXV);

(19) acceleration of the time in which to disclose to the Clerk certain reimbursed expenses (clause 5(b)(1)(A)(ii) of rule XXV);

(20) requirement to disclose a description of meetings and events attended when accepting reimbursement for certain travel expenses (clause 5(b)(3)(F) of rule XXV);

(21) requirement that the Clerk make public certain travel authorizations, certifications, and disclosures (clause 5(b)(5) of rule XXV);

(22) restriction on acceptance of reimbursement, other than from an institution of higher education, for travel when accompanied by a registered lobbyist or agent of a foreign principal (clause 5(c)(1) of rule XXV);

(23) requirement that a certification be filed with, and permission be obtained from, the Committee on Standards of Official Conduct prior to accepting permissible travel (clause 5(d) of rule XXV); and

(24) requirement that the Committee on Standards of Official Conduct develop guidelines on various facets of the new gift and travel rules (clause 5(i) of rule XXV).

In addition to the amendments cited above, clause 4(a) of rule X was amended to create a Select Intelligence Oversight Panel of the Committee on Appropriations (H. Res. 35, 110th Cong., Jan. 9, 2007, p. —), clause 5(a)(3)(Q) of rule XXV was amended to clarify the events for which a gift of free attendance is not prohibited (sec. 4, H. Res. 437, 110th Cong., May 24, 2007, p. —), and

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changes regarding the Delegates and the Resident Commissioner were made as follows: authority for the Delegates and the Resident Commissioner to preside over (clause 1 of rule XVIII) and to vote in (clause 3 of rule III) the Committee of the Whole, subject to automatic reconsideration by the House on questions on which their votes are decisive (clause 6(h) of rule XVIII) (H. Res. 78, 110th Cong., Jan. 24, 2007, p. —).

Citations in this edition refer to:

(1) Hinds' Precedents of the House of Representatives of the United States (volumes I through V) and Cannon's Precedents of the House of Representatives of the United States (volumes VI through VIII), by volume and section (*e.g.*, V, 5763; VIII, 2852);

(2) Deschler's Precedents of the U.S. House of Representatives (volumes 1 through 9) and the Deschler-Brown Precedents of the U.S. House of Representatives (volumes 10 through 16), by chapter and section (*e.g.*, Deschler, ch. 26, § 79.7; Deschler-Brown, ch. 28, § 4.26);

(3) the Congressional Record, by date and page (*e.g.*, Jan. 29, 1986, p. 684);

(4) House Practice (2003), by chapter and section (*e.g.*, House Practice, ch. 1, § 2);

(5) Deschler-Brown Procedure in the U.S. House of Representatives (4th edition and 1987 supplement), by chapter and section (*e.g.*, Procedure, ch. 5, § 8.1);

(6) the United States Code, by title and section (*e.g.*, 2 U.S.C. 287); and

(7) the United States Reports, by volume and page (*e.g.*, 395 U.S. 486).

Readers are invited to refer to the prefaces of Hinds', Cannon's, and Deschler's Precedents (Volumes I, VI, and 1, respectively) for comprehensive overviews by those editors of the procedural history of the House of Representatives from 1789 to 1976.

All of the members of the Office of the Parliamentarian — Tom Wickham, Ethan Lauer, Carrie Wolf, Liz Woodworth, Max Spitzer, Gay Topper, and Brian Cooper, as well as Charles Johnson, Bob Cover, Deborah Khalili, and Bryan Feldblum — worked diligently to annotate the decisions of the Chair and other parliamentary precedents of the 109th Congress and of the 110th Congress to the date of publication of this edition. Their contributions, and their devotion to the pursuit of excellence in the procedural practices of the House, are gratefully acknowledged.

PREFACE

Particular appreciation goes to Ethan Lauer for his initiative and resourcefulness in managing the project.

JOHN V. SULLIVAN

JUNE 18, 2007

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- Second. Approval of Journal.
- Third. The Pledge of Allegiance to the Flag.
- Fourth. Correction of reference of public bills.
- Fifth. Disposal of business on Speaker's table.
- Sixth. Unfinished business.
- Seventh. The morning hour for the consideration of bills.
- Eighth. Motions to go into Committee of the Whole.
- Ninth. Orders of the day.

SPECIAL ORDER OF BUSINESS

MONDAYS

- Second and fourth Mondays:
 - Motions to discharge committees. Rule XV, clause 2.
 - District of Columbia Business. Rule XV, clause 4.
- Every Monday:
 - Motions to suspend rules. Rule XV, clause 1.

TUESDAYS

- First and third Tuesdays:
 - Private Calendar. Rule XV, clause 5. Individual private bills considered on first Tuesday of each month, omnibus private bills may be considered on third Tuesday of each month.
- Every Tuesday:
 - Motions to suspend rules. Rule XV, clause 1.

WEDNESDAYS

- Call of Committees under Calendar Wednesday. Rule XV, clause 7.
- Every Wednesday:
 - Motions to suspend rules. Rule XV, clause 1.