

109TH CONGRESS
1ST SESSION

H. R. 4254

To establish a commission on corporate entitlement reform.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2005

Mr. COOPER (for himself, Mr. COSTA, Mr. EMANUEL, Mr. FORD, Mr. SCOTT of Georgia, Mr. RYAN of Ohio, Mr. DAVIS of Tennessee, and Ms. WASSERMAN SCHULTZ) introduced the following bill; which was referred to the Committee on Government Reform, and in addition to the Committees on Ways and Means and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To establish a commission on corporate entitlement reform.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Corporate Entitlement
5 Reform Act of 2005”.

6 **SEC. 2. FINDINGS.**

7 Congress makes the following findings:

8 (1) Federal financial support for industries and
9 businesses in the United States can serve a signifi-

1 cant public purpose by promoting job formation,
2 providing small businesses with access to capital, en-
3 couraging minority entrepreneurship, and assisting
4 American companies in competing in the global mar-
5 ketplace.

6 (2) Some Federal subsidies, however, either do
7 not provide or no longer provide a public benefit and
8 instead have the effect of providing certain compa-
9 nies or industries with unjustified windfalls or an
10 unfair competitive advantage.

11 (3) Such unfair subsidies are a burden on
12 American taxpayers, and it is in the public interest
13 to eliminate corporate subsidies and entitlements
14 that do not serve or no longer serve a significant
15 public interest.

16 (4) The elimination or reduction of unnecessary
17 subsidies would also potentially save the Federal
18 government billions of taxpayer dollars per year by
19 reducing inefficient spending and waste.

20 (5) A bipartisan commission is essential to con-
21 duct a comprehensive review of corporate subsidies
22 and entitlements and to advise Congress on those
23 subsidies and entitlements that should be revised or
24 terminated.

1 **SEC. 3. DEFINITIONS.**

2 For purposes of this Act:

3 (1) COMMISSION.—The term “Commission”
4 means the Corporate Entitlement Reform Commis-
5 sion established pursuant to section 4(a).

6 (2) CORPORATE ENTITLEMENT.—The term
7 “corporate entitlement”—

8 (A) means any direct payment, service, tax
9 advantage, tax expenditure, or benefit made by
10 the Federal Government to an entity or indus-
11 try engaged in a profitmaking enterprise, if
12 such payment, service, or benefit is provided
13 without a reasonable expectation that actions or
14 activities undertaken or performed in return for
15 such payment, service, or benefit would result
16 in a return or benefit to the public at least as
17 great as the payment, service, or benefit;

18 (B) includes spending subsidies and free or
19 below-market-rate services which are provided
20 by the Federal Government, or any Federal en-
21 tity, Federal agency, Government-sponsored en-
22 terprise, or Government corporation, to or with
23 respect to any corporation or other profit-mak-
24 ing enterprise;

25 (C) does not include any payment, service,
26 tax advantage, benefit, or protection provided

1 directly or indirectly by the Federal Govern-
2 ment to—

3 (i) any Federal entity, Federal agen-
4 cy, Government-sponsored enterprise, or
5 Government corporation (as defined in sec-
6 tion 9101 of title 31, United States Code);

7 (ii) any State or local government, In-
8 dian Tribe or Alaska Native village, or re-
9 gional or village corporation as defined in
10 or established pursuant to the Alaska Na-
11 tive Claims Settlement Act (43 U.S.C.
12 1601 et seq.); or

13 (iii) any nonprofit organization de-
14 scribed under section 501(c)(3) of the In-
15 ternal Revenue Code of 1986 that is ex-
16 empt from taxation under section 501(a)
17 of such Code; and

18 (D) does not include any payment, service,
19 tax advantage, benefit or protection provided di-
20 rectly or indirectly by the Federal Government
21 that—

22 (i) is awarded for the purposes of re-
23 search and development;

24 (ii) primarily benefits public health,
25 safety, the environment, or education;

1 (iii) is necessary to comply with inter-
2 national trade or treaty obligations;

3 (iv) is certified by the United States
4 Trade Representative as specifically in-
5 tended and as substantially needed to pro-
6 tect the foreign trade interests of the
7 United States; or

8 (v) is for the purpose of procurement
9 of property or services by the United
10 States Government.

11 (3) GOVERNMENT-SPONSORED ENTERPRISE.—

12 The term “Government-sponsored enterprise” means
13 the Federal National Mortgage Association, the Fed-
14 eral Home Loan Mortgage Corporation, the Federal
15 Home Loan Bank System, the Farm Credit Banks,
16 the Banks for Cooperatives, the Federal Agricultural
17 Mortgage Corporation, the Student Loan Marketing
18 Association, the College Construction Loan Insur-
19 ance Association, and any of their affiliated or mem-
20 ber institutions.

21 **SEC. 4. THE COMMISSION.**

22 (a) ESTABLISHMENT.—There is established an inde-
23 pendent commission to be known as the “Corporate Enti-
24 tlement Reform Commission”.

25 (b) DUTIES.—The Commission shall—

1 (1) examine the programs and tax laws of the
2 Federal Government and identify programs and tax
3 laws that provide corporate entitlements;

4 (2) review corporate entitlements;

5 (3) recommend \$50,000,000,000 in Federal
6 Government savings for the period beginning on Oc-
7 tober 1, 2006, and ending on September 30, 2016;
8 and

9 (4) transmit the report described in section 5(a)
10 to the Congress.

11 (c) LIMITATIONS.—

12 (1) CREATION OF NEW PROGRAMS OR TAXES.—

13 This Act is not intended to result in the creation of
14 new programs or taxes, and the Commission estab-
15 lished in this section shall limit its activities to re-
16 viewing existing programs or tax laws with the goal
17 of ensuring fairness and equity in the operation and
18 application of such programs and laws.

19 (2) ELIMINATION OF AGENCIES AND DEPART-

20 MENTS.—The Commission shall limit its rec-
21 ommendations to the termination or reform of pay-
22 ments, benefits, services, or tax advantages, rather
23 than the termination of Federal agencies or depart-
24 ments.

1 (d) ADVISORY COMMITTEE.—The Commission shall
2 be considered an advisory committee within the meaning
3 of the Federal Advisory Committee Act (5 U.S.C. App.).

4 (e) APPOINTMENT.—

5 (1) MEMBERS.—The Commission shall be com-
6 posed of 9 members, as follows:

7 (A) 1 member appointed jointly by the
8 Speaker of the House of Representatives and
9 the majority leader of the Senate.

10 (B) 2 members appointed by the Speaker
11 of the House of Representatives.

12 (C) 2 members appointed by the minority
13 leader of the House of Representatives.

14 (D) 2 members appointed by the majority
15 leader of the Senate.

16 (E) 2 members appointed by the minority
17 leader of the Senate.

18 (2) TERMS OF APPOINTMENT.—The members
19 of the Commission shall be appointed not more than
20 90 days after the date of the enactment of this Act.
21 The members of the Commission shall serve for the
22 life of the Commission.

23 (3) CONSULTATION REQUIRED.—The Speaker
24 of the House of Representatives, the minority leader
25 of the House of Representatives, the majority leader

1 of the Senate, and the minority leader of the Senate
2 shall consult among themselves prior to the appoint-
3 ment of the members of the Commission in order to
4 achieve, to the maximum extent possible, fair and
5 equitable representation of various points of view
6 with respect to the matters to be studied by the
7 Commission under subsection (b).

8 (4) CHAIR.—The member of the Commission
9 appointed pursuant to paragraph (1)(A) shall serve
10 as Chair of the Commission.

11 (5) BACKGROUND.—The members shall rep-
12 resent a broad array of expertise covering, to the ex-
13 tent practical, all subject matter, programs, and tax
14 laws the Commission is likely to review.

15 (6) RESTRICTIONS.—The following restrictions
16 shall apply:

17 (A) No member of the Commission shall be
18 a current Member of Congress.

19 (B) No member of the Commission shall
20 be on detail from a Federal agency that deals
21 directly or indirectly with the Federal payments
22 that the Commission intends to review.

23 (C) The Chair of the Commission shall not
24 have served in any of the entities or industries
25 that the Commission intends to review during

1 the 12 months preceding the date of such ap-
2 pointment.

3 (f) MEETINGS.—

4 (1) INITIAL MEETING.—Not later than 180
5 days after the date of the enactment of this Act, the
6 Commission shall conduct its first meeting.

7 (2) OPEN MEETINGS.—Each meeting of the
8 Commission shall be open to the public. In cases
9 where classified information, trade secrets, or per-
10 sonnel matters are discussed, the Chair may close
11 the meeting. All proceedings, information, and deliber-
12 ations of the Commission shall be available, upon
13 request, to the chairs and ranking members of the
14 relevant committees of Congress.

15 (g) VACANCIES.—A vacancy on the Commission—

16 (1) shall be filled in the same manner as the
17 original appointment not later than 30 days after
18 the Commission is given notice of the vacancy, and

19 (2) shall not affect the power of the remaining
20 members to execute the duties of the Commission.

21 (h) PAY AND TRAVEL EXPENSES.—

22 (1) PAY.—Notwithstanding section 7 of the
23 Federal Advisory Committee Act (5 U.S.C. App.),
24 each Commissioner, other than the Chair, shall be
25 paid at a rate equal to the daily equivalent of the

1 minimum annual rate of basic pay for level IV of the
2 Executive Schedule under section 5315 of title 5,
3 United States Code, for each day (including travel
4 time) during which the member is engaged in the ac-
5 tual performance of duties vested in the Commis-
6 sion.

7 (2) CHAIR.—Notwithstanding section 7 of the
8 Federal Advisory Committee Act (5 U.S.C. App.),
9 the Chair shall be paid for each day referred to in
10 paragraph (1) at a rate equal to the daily payment
11 of the minimum annual rate of basic pay payable for
12 level III of the Executive Schedule under section
13 5314 of title 5, United States Code.

14 (3) TRAVEL EXPENSES.—Members shall receive
15 travel expenses, including per diem in lieu of subsist-
16 ence, in accordance with sections 5702 and 5703 of
17 title 5, United States Code.

18 (i) DIRECTOR OF STAFF.—

19 (1) QUALIFICATIONS.—The Chair shall appoint
20 a Director who has not served in any of the entities
21 or industries that the Commission intends to review
22 during the 12 months preceding the date of such ap-
23 pointment.

24 (2) PAY.—Notwithstanding section 7 of the
25 Federal Advisory Committee Act (5 U.S.C. App.),

1 the Director shall be paid at the rate of basic pay
2 payable for level IV of the Executive Schedule under
3 section 5315 of title 5, United States Code.

4 (3) REPORTS.—On administrative and per-
5 sonnel matters, the Director shall submit periodic
6 reports to the Chair of the Commission and the
7 chairs and ranking members of the Committee on
8 Homeland Security and Governmental Affairs of the
9 Senate and the Committee on Government Reform
10 of the House of the Representatives.

11 (j) STAFF.—

12 (1) ADDITIONAL PERSONNEL.—Subject to para-
13 graphs (2) and (4), the Director, with the approval
14 of the Commission, may appoint and fix the pay of
15 additional personnel.

16 (2) APPOINTMENTS.—The Director may make
17 such appointments without regard to the provisions
18 of title 5, United States Code, governing appoint-
19 ments in the competitive service, and any personnel
20 so appointed may be paid without regard to the pro-
21 visions of chapter 51 and subchapter III of chapter
22 53 of that title relating to classification and General
23 Schedule pay rates.

24 (3) DETAILEES.—Upon the request of the Di-
25 rector, the head of any Federal department or agen-

1 cy may detail any of the personnel of that depart-
2 ment or agency to the Commission to assist the
3 Commission in accordance with an agreement en-
4 tered into with the Commission.

5 (4) RESTRICTIONS ON PERSONNEL AND
6 DETAILEES.—The following restrictions shall apply:

7 (A) PERSONNEL.—Not more than one-
8 third of the personnel detailed to the Commis-
9 sion may be on detail from Federal agencies
10 that deal directly or indirectly with the Federal
11 payments the Commission intends to review.

12 (B) ANALYSTS.—Not more than one-fifth
13 of the professional analysts of the Commission
14 may be persons detailed from a Federal agency
15 that deals directly or indirectly with the Federal
16 payments the Commission intends to review.

17 (C) LEAD ANALYST.—No person detailed
18 from a Federal agency to the Commission may
19 be assigned as the lead professional analyst
20 with respect to an entity or industry the Com-
21 mission intends to review if the person has been
22 involved in regulatory or policymaking decisions
23 affecting any such entity or industry in the 12
24 months preceding such assignment.

1 (D) DETAILEE.—A person may not be de-
2 tailed from a Federal agency to the Commission
3 if, within 12 months before the detail is to
4 begin, that person participated personally and
5 substantially in any matter within that par-
6 ticular agency concerning the preparation of
7 recommendations under this Act.

8 (E) FEDERAL OFFICER OR EMPLOYEE.—
9 No member of a Federal agency, and no officer
10 or employee of a Federal agency, may—

11 (i) prepare any report concerning the
12 effectiveness, fitness, or efficiency of the
13 performance on the staff of the Commis-
14 sion of any person detailed from a Federal
15 agency to that staff;

16 (ii) review the preparation of such re-
17 port; or

18 (iii) approve or disapprove such a re-
19 port.

20 (F) LIMITATION ON STAFF SIZE.—

21 (i) Subject to clause (ii), there may
22 not be more than 25 persons (including
23 any detailees) on the staff at any time.

24 (ii) The Commission may increase
25 personnel in excess of the limitation under

1 clause (i) not less than 15 days after sub-
2 mitting notification of such increase to the
3 Committee on Homeland Security and
4 Governmental Affairs of the Senate and
5 the Committee on Government Reform of
6 the House of Representatives.

7 (G) LIMITATION ON FEDERAL OFFICER.—

8 No member of a Federal agency and no em-
9 ployee of a Federal agency may serve as a Com-
10 missioner or receive additional compensation by
11 reason of being a member of the staff.

12 (5) ASSISTANCE.—

13 (A) IN GENERAL.—The Comptroller Gen-
14 eral of the United States may provide assist-
15 ance, including the detailing of employees, to
16 the Commission in accordance with an agree-
17 ment entered into with the Commission.

18 (B) CONSULTATION.—The Commission
19 and the Comptroller General of the United
20 States shall consult with the Committee on
21 Homeland Security and Governmental Affairs
22 of the Senate and the Committee on Govern-
23 ment Reform of the House of Representatives
24 on the agreement referred to under subpara-
25 graph (A) before entering into such agreement.

1 (k) OTHER AUTHORITY.—

2 (1) EXPERTS AND CONSULTANTS.—The Com-
3 mission may procure by contract, to the extent funds
4 are available, the temporary or intermittent services
5 of experts or consultants pursuant to section 3109
6 of title 5, United States Code.

7 (2) LEASING.—The Commission may lease
8 space and acquire personal property to the extent
9 that funds are available.

10 (l) FUNDING.—

11 (1) COMMISSION.—There are authorized to be
12 appropriated to the Commission such funds as are
13 necessary to carry out its duties under this Act.

14 (2) COMPTROLLER GENERAL.—There are au-
15 thorized to be appropriated to the Comptroller Gen-
16 eral such funds as are necessary to carry out its du-
17 ties under subsection (j)(5) and section 6(a)(2).

18 (m) TERMINATION.—The Commission shall termi-
19 nate 90 days after the date the Commission submits its
20 report under section 5(a)(1).

21 **SEC. 5. REPORT; CONGRESSIONAL CONSIDERATION.**

22 (a) REPORT OF COMMISSION.—

23 (1) REPORT TO CONGRESS.—

24 (A) IN GENERAL.—Not later than 1 year
25 after the date of the first meeting of the Com-

1 mission, the Commission shall transmit to the
2 Congress a report containing—

3 (i) the Commission’s findings; and

4 (ii) recommendations agreed to by at
5 least 5 Commission members for the termi-
6 nation, reduction, or retention of each of
7 the corporate entitlements reviewed by the
8 Commission.

9 (B) SPECIFICATIONS.—Such findings and
10 recommendations shall specify—

11 (i) all actions, circumstances, and con-
12 siderations relating to or bearing upon the
13 recommendations; and

14 (ii) to the maximum extent prac-
15 ticable, the estimated effect of the rec-
16 ommendations upon the policies, laws, and
17 programs directly or indirectly affected by
18 the recommendations.

19 (2) REVIEW OF PRELIMINARY REPORT BY
20 COMPTROLLER GENERAL.—

21 (A) IN GENERAL.—Not later than 120
22 days before the transmission of the report
23 under paragraph (1), the Commission shall
24 transmit the most recent version of such report
25 to Comptroller General.

1 (B) ANALYSIS BY COMPTROLLER GEN-
2 ERAL.—Not later than 60 days after receiving
3 the version of the report referred to in subpara-
4 graph (A), the Comptroller General shall trans-
5 mit to the Commission a report containing a
6 detailed analysis of such version of the report.

7 (b) RECOMMENDATIONS.—

8 (1) TRANSMISSION TO CONGRESS.—The report
9 described in subsection (a) shall be transmitted to
10 the Senate and the House of Representatives on the
11 same day, and shall be delivered to the Secretary of
12 the Senate if the Senate is not in session, and to the
13 Clerk of the House of Representatives if the House
14 is not in session.

15 (2) FEDERAL REGISTER.—Any recommenda-
16 tions and accompanying information transmitted
17 under subsection (a) shall be printed in the first
18 issue of the Federal Register after such trans-
19 mission.

20 (c) INTRODUCTION.—

21 (1) DATE OF INTRODUCTION.—Not later than
22 75 days after the report is transmitted to Congress
23 pursuant to subsection (a), the majority leader of
24 the Senate or his designee, and the Speaker of the
25 House of Representatives, or his designee, shall in-

1 introduce a bill (or bills as provided under paragraph
2 (2)) that implements the recommendations included
3 in such report.

4 (2) MULTIPLE BILLS.—The majority leader of
5 the Senate, or his designee, or the Speaker of the
6 House of Representatives, or his designee, shall in-
7 troduce a bill or separate bills ensuring that all such
8 recommendations shall be implemented.

9 (d) COMMITTEE REFERRAL AND ACTION.—

10 (1) CONSIDERATION AND REPORT.—Any com-
11 mittee to which a bill or bills introduced under sub-
12 section (c) is referred shall report such bill not later
13 than 120 calendar days after the date of referral. No
14 amendment during committee consideration of a bill
15 or bills introduced under subsection (c) shall be in
16 order unless that amendment is confined to termi-
17 nating or reforming a corporate entitlement. Any
18 such reported bill shall be referred to the Committee
19 on Homeland Security and Governmental Affairs of
20 the Senate or the Committee on Government Reform
21 of the House of Representatives, as applicable.

22 (2) DISCHARGE.—If a committee does not re-
23 port a bill within the 120-day period as provided
24 under paragraph (1), such bill shall be discharged
25 from the committee and referred to the Committee

1 on Homeland Security and Governmental Affairs of
2 the Senate or the Committee on Government Reform
3 of the House of Representatives, as applicable.

4 (3) REPORT TO FLOOR; CONSOLIDATION.—

5 (A) IN GENERAL.—Not later than the first
6 day the Senate or the House of Representatives
7 (as applicable) is in session following 10 cal-
8 endar days in session after the end of the 120-
9 day period described under paragraphs (1) and
10 (2), the Committee on Homeland Security and
11 Governmental Affairs of the Senate and the
12 Committee on Government Reform of the
13 House of Representatives, as applicable, shall—

14 (i) consolidate all bills referred under
15 paragraphs (1) and (2) into a single bill
16 (without substantive amendment) and re-
17 port such bill to the Senate or the House
18 of Representatives; or

19 (ii) if only 1 bill is referred under
20 paragraph (1) or (2), report such bill
21 (without amendment) to the Senate or
22 House of Representatives.

23 (B) LEGISLATIVE CALENDAR.—The bill re-
24 ported under subparagraph (A) shall be placed

1 on the legislative calendar of the appropriate
2 House.

3 (e) PROCEDURE IN SENATE AFTER REPORT OF COM-
4 MITTEE; DEBATE; AMENDMENTS.—

5 (1) DEBATE ON BILL.—Debate in the Senate
6 on a bill reported by the Committee on Homeland
7 Security and Governmental Affairs under subsection
8 (d)(3), and all amendments thereto and debatable
9 motions and appeals in connection therewith, shall
10 be limited to not more than 30 hours. The time shall
11 be equally divided between, and controlled by, the
12 majority leader and minority leader or their des-
13 ignees.

14 (2) DEBATE ON AMENDMENTS.—Debate in the
15 Senate on any amendment to the bill shall be limited
16 to 1 hour, to be equally divided between, and con-
17 trolled by, the mover and the manager of the bill,
18 and debate on any amendment to an amendment,
19 debatable motion, or appeal shall be limited to 30
20 minutes, to be equally divided between, and con-
21 trolled by, the mover and the manager of the bill, ex-
22 cept that in the event the manager of the bill is in
23 favor of any such amendment, motion, or appeal, the
24 time in opposition thereto shall be controlled by the
25 minority leader or his designee. No amendment shall

1 be agreed to unless three-fifths of the whole number
2 of the Senate votes in favor of such amendment.

3 (3) LIMIT OF DEBATE.—

4 (A) A motion to further limit debate is not
5 debatable. A motion by the majority leader or
6 his designee to extend debate is not debatable.
7 A motion to recommit is not in order.

8 (B)(i) No amendment to the bill reported
9 by the Committee on Homeland Security and
10 Governmental Affairs under subsection (d)(3)
11 shall be in order unless—

12 (I) that amendment is confined to ter-
13 minating or reforming a corporate entitle-
14 ment; and

15 (II) that amendment is germane to
16 the bill reported by the Committee on
17 Homeland Security and Governmental Af-
18 fairs.

19 (ii) For the purposes of a bill described
20 under clause (i), the term “germane” means
21 only amendments which strike language from
22 such bill, or restore language in the bill or bills
23 introduced under subsection (c).

24 (4) CONFERENCE REPORTS.—

1 (A) MOTION TO PROCEED.—A motion to
2 proceed to the consideration of the conference
3 report on a bill subject to the procedures of this
4 section and reported to the Senate may be
5 made even though a previous motion to the
6 same effect has been disagreed to.

7 (B) TIME LIMITATION.—The consideration
8 in the Senate of the conference report on the
9 bill and any amendments in disagreement there-
10 to, including all debatable motions and appeals
11 in connection therewith, shall be limited to 5
12 hours, to be equally divided between, and con-
13 trolled by, the majority leader and minority
14 leader or their designees. Debate on any debat-
15 able motion, appeal related to the conference re-
16 port, or any amendment to an amendment in
17 disagreement, shall be limited to 30 minutes, to
18 be equally divided between, and controlled by,
19 the mover and the manager of the conference
20 report (or a message between Houses).

21 (f) PROCEDURE IN HOUSE OF REPRESENTATIVES
22 AFTER REPORT OF THE COMMITTEE; DEBATE.—

23 (1) MOTION TO CONSIDER.—When the Com-
24 mittee on Government Reform of the House of Rep-
25 resentatives reports a bill under subsection (d)(3) it

1 is in order (at any time after the fifth day (exclud-
2 ing Saturdays, Sundays, and legal holidays) fol-
3 lowing the day on which any committee report filed
4 on a bill referred under subsection (d)(1) to the
5 Committee on Government Reform has been avail-
6 able to Members of the House) to move to proceed
7 to the consideration of the bill reported to the House
8 of Representatives. The motion is highly privileged
9 and is not debatable. An amendment to the motion
10 is not in order, and it is not in order to move to re-
11 consider the vote by which the motion is agreed to
12 or disagreed to.

13 (2) DEBATE.—General debate on the bill in the
14 House of Representatives shall be limited to not
15 more than 10 hours, which shall be divided equally
16 between the majority and minority parties. A motion
17 further to limit debate is not debatable. A motion to
18 postpone debate is not in order, and it is not in
19 order to move to reconsider the vote by which the
20 bill is agreed to or disagreed to.

21 (3) TERMS OF CONSIDERATION.—Consideration
22 of the bill by the House of Representatives shall be
23 in the Committee of the Whole, and the bill shall be
24 considered for amendment under the 5-minute rule
25 in accordance with the applicable provisions of rule

1 XVIII of the Rules of the House of Representatives.
2 No amendment shall be agreed to unless three-fifths
3 of the whole number of the House of Representatives
4 votes in favor of such amendment. After the com-
5 mittee rises and reports the bill back to the House,
6 the previous question shall be considered as ordered
7 on the bill and any amendments thereto to final pas-
8 sage without intervening motion.

9 (4) LIMIT ON DEBATE.—Debate in the House
10 of Representatives on the conference report on a bill
11 subject to the procedures under this section and re-
12 ported to the House of Representatives shall be lim-
13 ited to not more than 5 hours, which shall be divided
14 equally between the majority and minority parties. A
15 motion further to limit debate is not debatable. A
16 motion to recommit the conference report is not in
17 order, and it is not in order to move to reconsider
18 the vote by which the conference report is agreed to
19 or disagreed to. A motion to postpone is not in
20 order.

21 (5) APPEALS.—Appeals from decisions of the
22 Chair relating to the application of the Rules of the
23 House of Representatives to the procedure relating
24 to the bill shall be decided without debate.

1 (d) RULES OF THE SENATE AND HOUSE OF REP-
2 RESENTATIVES.—This section is enacted by Congress—

3 (1) as an exercise of the rulemaking power of
4 the Senate and the House of Representatives, re-
5 spectively, but applicable only with respect to the
6 procedure to be followed in that House in the case
7 of a bill under this section, and it supersedes other
8 rules only to the extent that it is inconsistent with
9 such rules; and

10 (2) with full recognition of the constitutional
11 right of either House to change the rules as far as
12 relating to the procedure of that House at any time,
13 in the same manner, and to the same extent as in
14 the case of any other rule of that House.

○