

## House Calendar No. 243

109<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. RES. 1054

[Report No. 109–701]

Waiving points of order against the conference report to accompany the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes and providing for consideration of the bill (S. 3930) to authorize trial by military commission for violations of the law of war, and for other purposes and consideration of the bill (H.R. 4772) to simplify and expedite access to the Federal courts for injured parties whose rights and privileges under the United States Constitution have been deprived by final actions of Federal agencies or other government officials or entities acting under color of State law, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 28, 2006

Mr. SESSIONS, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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## RESOLUTION

Waiving points of order against the conference report to accompany the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes and providing for consideration of the bill (S. 3930) to authorize trial by military commission for violations of the law of war, and for other purposes and consider-

ation of the bill (H.R. 4772) to simplify and expedite access to the Federal courts for injured parties whose rights and privileges under the United States Constitution have been deprived by final actions of Federal agencies or other government officials or entities acting under color of State law, and for other purposes.

1       *Resolved*, That upon adoption of this resolution it  
2 shall be in order to consider the conference report to ac-  
3 company the bill (H.R. 5441) making appropriations for  
4 the Department of Homeland Security for the fiscal year  
5 ending September 30, 2007, and for other purposes. All  
6 points of order against the conference report and against  
7 its consideration are waived. The conference report shall  
8 be considered as read.

9       SEC. 2. Upon the adoption of this resolution it shall  
10 be in order without intervention of any point of order to  
11 consider in the House the bill (S. 3930) to authorize trial  
12 by military commission for violations of the law of war,  
13 and for other purposes. The bill shall be considered as  
14 read. The previous question shall be considered as ordered  
15 on the bill to final passage without intervening motion ex-  
16 cept: (1) one hour of debate, with 40 minutes equally di-  
17 vided and controlled by the chairman and ranking minor-  
18 ity member of the Committee on Armed Services and 20  
19 minutes equally divided and controlled by the chairman

1 and ranking minority member of the Committee on the  
2 Judiciary; and (2) one motion to commit.

3       SEC. 3. Upon the adoption of this resolution it shall  
4 be in order without intervention of any point of order to  
5 consider in the House the bill (H.R. 4772) to simplify and  
6 expedite access to the Federal courts for injured parties  
7 whose rights and privileges under the United States Con-  
8 stitution have been deprived by final actions of Federal  
9 agencies or other government officials or entities acting  
10 under color of State law, and for other purposes. The  
11 amendment in the nature of a substitute recommended by  
12 the Committee on the Judiciary now printed in the bill  
13 shall be considered as adopted. The bill, as amended, shall  
14 be considered as read. The previous question shall be con-  
15 sidered as ordered on the bill, as amended, to final passage  
16 without intervening motion except: (1) one hour of debate  
17 equally divided and controlled by the chairman and rank-  
18 ing minority member of the Committee on the Judiciary;  
19 and (2) one motion to recommit with or without instruc-  
20 tions.

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