

**Calendar No. 719**114<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 236**

To amend the Pay-As-You-Go Act of 2010 to create an expedited procedure to enact recommendations of the Government Accountability Office for consolidation and elimination to reduce duplication.

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**IN THE SENATE OF THE UNITED STATES**

JANUARY 22, 2015

Mr. MANCHIN (for himself, Ms. AYOTTE, Mr. PERDUE, Mrs. ERNST, and Mr. KIRK) introduced the following bill; which was read twice and referred to the Committee on Homeland Security and Governmental Affairs

DECEMBER 9, 2016

Reported by Mr. JOHNSON, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

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**A BILL**

To amend the Pay-As-You-Go Act of 2010 to create an expedited procedure to enact recommendations of the Government Accountability Office for consolidation and elimination to reduce duplication.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Duplication Elimination Act of 2015”.

4 **SEC. 2. EXPEDITED CONSIDERATION OF GAO RECOMMENDATIONS.**

6 Title II of the joint resolution entitled “Joint Resolution increasing the statutory limit on the public debt” (Public Law 111–139; 31 U.S.C. 712 note) is amended

9 by adding at the end the following:

10 **“SEC. 22. EXPEDITED CONSIDERATION OF GAO RECOMMENDATIONS.**

12 **“(a) DEFINITIONS.—**In this section—

13 **“(1)** the term ‘GAO report’ means the annual report on duplication, consolidation, and elimination of duplicative government programs required under section 21; and

17 **“(2)** the term ‘joint resolution’ means a joint resolution that—

19 **“(A)** makes legislative changes needed to carry out the recommendations contained in the GAO report for a year that the President did not exclude; and

23 **“(B)** requires that any savings attributable to the legislative changes described in subparagraph (A) be transferred to the General Fund

1 of the Treasury and be used to reduce the def-  
2 icit.

3 “(b) SUBMISSION OF PROPOSED BILL.—

4 “(1) IN GENERAL.—Not later than 90 days  
5 after the date of the publication of the GAO report  
6 for a year, the President shall transmit to Congress  
7 a special message accompanied by a proposed joint  
8 resolution.

9 “(2) CONTENTS OF SPECIAL MESSAGE.—A spe-  
10 cial message transmitted under paragraph (1)  
11 shall—

12 “(A) specify recommendations outlined in  
13 the GAO report that are excluded from the pro-  
14 posed joint resolution;

15 “(B) detail why the recommendations de-  
16 scribed in subparagraph (A) were excluded from  
17 the proposed joint resolution; and

18 “(C) specify recommendations outlined in  
19 the GAO report that are included in the pro-  
20 posed joint resolution.

21 “(3) TRANSMITTAL.—The President shall sub-  
22 mit the special message to the Secretary of the Sen-  
23 ate if the Senate is not in session and to the Clerk  
24 of the House of Representatives if the House is not  
25 in session.

1           “(4) PUBLIC AVAILABILITY.—The President  
2 shall make a copy of the special message and the  
3 proposed joint resolution publicly available, and shall  
4 publish in the Federal Register a notice of the mes-  
5 sage and information on how it can be obtained.

6           “(e) PROCEDURES FOR EXPEDITED CONSIDER-  
7 ATION.—

8           “(1) INTRODUCTION.—A proposed joint resolu-  
9 tion transmitted by the President under subsection  
10 (b) shall be introduced in the Senate (by request) on  
11 the next day on which the Senate is in session by  
12 the majority leader of the Senate or by a Member  
13 of the Senate designated by the majority leader of  
14 the Senate and shall be introduced in the House of  
15 Representatives (by request) on the next legislative  
16 day by the majority leader of the House or by a  
17 Member of the House of Representatives designated  
18 by the majority leader of the House of Representa-  
19 tives.

20           “(2) NO REFERRAL.—A joint resolution shall  
21 not be referred to a committee in either House of  
22 Congress and shall immediately be placed on the cal-  
23 endar.

24           “(3) MOTION TO PROCEED.—A motion to pro-  
25 ceed to a joint resolution is highly privileged in the

1 House of Representatives and is privileged in the  
2 Senate and is not debatable. The motion is not sub-  
3 ject to a motion to postpone, and all points of order  
4 against the motion are waived. A motion to recon-  
5 sider the vote by which the motion is agreed to or  
6 disagreed to shall not be in order. If a motion to  
7 proceed to the consideration of a joint resolution is  
8 agreed to, the joint resolution shall remain the un-  
9 finished business of the respective House until dis-  
10 posed of.

11 “(4) EXPEDITED CONSIDERATION IN THE  
12 HOUSE OF REPRESENTATIVES.—In the House of  
13 Representatives, a joint resolution shall be consid-  
14 ered as read. All points of order against the joint  
15 resolution and against its consideration are waived.  
16 The previous question shall be considered as ordered  
17 on the joint resolution as to its passage without in-  
18 tervening motion except 2 hours of debate shall be  
19 divided equally between the majority and minority  
20 leaders or their designees. A motion to reconsider  
21 the vote on passage of the joint resolution shall not  
22 be in order. A vote on passage of the joint resolution  
23 shall be taken in the House of Representatives on or  
24 before the close of the tenth calendar day after the

1 date of the introduction of the joint resolution in the  
2 House of Representatives.

3 ~~“(5) EXPEDITED PROCEDURE IN THE SEN-~~  
4 ~~ATE.—~~

5 ~~“(A) CONSIDERATION.—In the Senate,~~  
6 ~~consideration of a joint resolution, and on all~~  
7 ~~debatable motions and appeals in connection~~  
8 ~~therewith, shall be limited to not more than 10~~  
9 ~~hours, which shall be divided equally between~~  
10 ~~the majority and minority leaders or their des-~~  
11 ~~ignees. A motion to further limit debate is in~~  
12 ~~order and not debatable. An amendment to, a~~  
13 ~~motion to postpone, a motion to proceed to the~~  
14 ~~consideration of other business, or a motion to~~  
15 ~~commit the joint resolution is not in order.~~

16 ~~“(B) PASSAGE.—If the Senate has pro-~~  
17 ~~ceeded to a joint resolution, the vote on passage~~  
18 ~~of the joint resolution shall occur immediately~~  
19 ~~following the conclusion of consideration of the~~  
20 ~~joint resolution, and a single quorum call at the~~  
21 ~~conclusion of the debate if requested in accord-~~  
22 ~~ance with the rules of the Senate. A vote on the~~  
23 ~~passage of the joint resolution shall be taken in~~  
24 ~~the Senate on or before the close of the tenth~~

1 calendar day after the date of the introduction  
2 of the joint resolution in the Senate.

3 “(C) RULINGS OF THE CHAIR ON PROCE-  
4 DURE.—Appeals from the decisions of the Chair  
5 relating to the application of the rules of the  
6 Senate, as the case may be, to the procedure re-  
7 lating to a joint resolution shall be decided  
8 without debate.

9 “(6) POINTS OF ORDER.—In the Senate or the  
10 House of Representatives, a Member of the Senate  
11 or House of Representatives, respectively, may raise  
12 a point of order that a joint resolution does not meet  
13 the definition of a joint resolution under subsection  
14 (b).

15 “(7) AMENDMENT.—A joint resolution shall not  
16 be subject to amendment in either the House of  
17 Representatives or the Senate.

18 “(8) CONSIDERATION BY THE OTHER HOUSE.—

19 “(A) IN GENERAL.—If, before passing a  
20 joint resolution, one House receives from the  
21 other a joint resolution—

22 “(i) the joint resolution from the  
23 other House shall not be referred to a com-  
24 mittee; and

1           “(ii) with respect to a joint resolution  
2           of the House receiving the joint resolu-  
3           tion—

4                   “(I) the procedure in that House  
5                   shall be the same as if no joint resolu-  
6                   tion had been received from the other  
7                   House until the vote on passage; and

8                   “(II) the vote on passage shall be  
9                   on the joint resolution of the other  
10                  House.

11               “(B) REVENUE MEASURE EXCEPTION.—

12               This paragraph shall not apply to the House of  
13               Representatives if the joint resolution received  
14               from the Senate is a revenue measure.

15               “(9) RULES OF HOUSE OF REPRESENTATIVES  
16               AND SENATE.—This subsection is enacted by Con-  
17               gress—

18                   “(A) as an exercise of the rulemaking  
19                   power in the Senate and House of Representa-  
20                   tives, respectively, and as such it is deemed a  
21                   part of the rules of each House, respectively,  
22                   but applicable only with respect to the proce-  
23                   dure to be followed in that House in the case  
24                   of a joint resolution, and it supersedes other



1 rules only to the extent that it is inconsistent  
 2 with such rules; and

3 “(B) with full recognition of the constitu-  
 4 tional right of either House to change the rules  
 5 (so far as relating to the procedure of that  
 6 House) at any time; in the same manner and  
 7 to the same extent as in the case of any other  
 8 rule of that House.”.

9 **SECTION 1. SHORT TITLE.**

10 *This Act may be cited as the “Duplication Elimini-*  
 11 *ation Act of 2016”.*

12 **SEC. 2. EXPEDITED CONSIDERATION OF GAO REC-**  
 13 **COMMENDATIONS.**

14 *Title II of the Joint Resolution entitled “Joint Resolu-*  
 15 *tion increasing the statutory limit on the public debt” (Pub-*  
 16 *lic Law 111–139; 31 U.S.C. 712 note) is amended by add-*  
 17 *ing at the end the following:*

18 **“SEC. 22. EXPEDITED CONSIDERATION OF GAO REC-**  
 19 **COMMENDATIONS.**

20 *“(a) DEFINITIONS.—In this section—*

21 *“(1) the term ‘GAO report’ means the annual re-*  
 22 *port on duplication, consolidation, and elimination of*  
 23 *duplicative government programs required under sec-*  
 24 *tion 21; and*

1           “(2) the term ‘joint resolution’ means a joint res-  
2           olution that—

3                   “(A) contains legislative text necessary to—

4                           “(i) address the recommendations con-  
5                           tained in the GAO report for a year that  
6                           the President did not exclude; or

7                           “(ii) eliminate or consolidate programs  
8                           identified in the GAO report as duplicative  
9                           or fragmented; and

10                   “(B) requires that any savings attributable  
11                   to the legislative changes described in subpara-  
12                   graph (A) be transferred to the General Fund of  
13                   the Treasury and be used to reduce the deficit.

14           “(b) SUBMISSION OF PROPOSED JOINT RESOLU-  
15           TION.—

16                   “(1) IN GENERAL.—Not later than 180 days  
17                   after the date of the publication of the GAO report for  
18                   a year, the President shall transmit to Congress a  
19                   special message accompanied by a proposed joint res-  
20                   olution.

21                   “(2) REQUIREMENTS FOR PREPARATION OF PRO-  
22                   POSED JOINT RESOLUTION.—

23                           “(A) CONSULTATION WITH CONGRESS.—

24                                   “(i) IN GENERAL.—The President may  
25                                   not transmit a proposed joint resolution

1           *under paragraph (1) until after the Presi-*  
2           *dent completes consultation with Congress*  
3           *in accordance with this subparagraph.*

4           “(ii) *CONSULTATION WITH COMMIT-*  
5           *TEES.—The President shall consult with the*  
6           *chairman and ranking minority member of*  
7           *each relevant committee of the Senate or of*  
8           *the House of Representatives regarding the*  
9           *contents of a proposed joint resolution.*

10          “(iii) *REQUIREMENTS FOR CONSULTA-*  
11          *TION.—The consultation required under*  
12          *clause (ii) shall provide the opportunity for*  
13          *the chairman and ranking member of each*  
14          *relevant committee of the Senate or of the*  
15          *House of Representatives to provide—*

16                 “(I) *substantive feedback or rec-*  
17                 *ommendations relating to the GAO re-*  
18                 *port for the applicable year and how*  
19                 *best to legislatively address the rec-*  
20                 *ommendations contained in that GAO*  
21                 *report;*

22                 “(II) *recommendations for alter-*  
23                 *native means of addressing the rec-*  
24                 *ommendations contained in that GAO*  
25                 *report; and*

1                   “(III) recommendations regarding  
2                   which recommendations contained in  
3                   that GAO report should not be ad-  
4                   dressed in the proposed joint resolu-  
5                   tion.

6                   “(iv) *RELEVANT COMMITTEES.*—The  
7                   relevant committees of the Senate and the  
8                   House of Representatives for purposes of  
9                   this subparagraph shall be—

10                   “(I) determined by the President;  
11                   and

12                   “(II) based on the content of the  
13                   proposed joint resolution.

14                   “(B) *CONSULTATION WITH GAO.*—The  
15                   President shall prepare a proposed joint resolu-  
16                   tion transmitted under paragraph (1) in con-  
17                   sultation with the Comptroller General of the  
18                   United States.

19                   “(3) *CONTENTS OF SPECIAL MESSAGE.*—A spe-  
20                   cial message transmitted under paragraph (1) shall—

21                   “(A) specify recommendations outlined in  
22                   the GAO report that are excluded from the pro-  
23                   posed joint resolution;

1           “(B) detail why the recommendations de-  
2           scribed in subparagraph (A) were excluded from  
3           the proposed joint resolution;

4           “(C) specify recommendations outlined in  
5           the GAO report that are included in the pro-  
6           posed joint resolution; and

7           “(D) identify programs included in the  
8           GAO report that should be eliminated or consoli-  
9           dated.

10          “(4) TRANSMITTAL.—The President shall submit  
11          the special message to the Secretary of the Senate if  
12          the Senate is not in session and to the Clerk of the  
13          House of Representatives if the House is not in ses-  
14          sion.

15          “(5) PUBLIC AVAILABILITY.—The President shall  
16          make a copy of the special message and the proposed  
17          joint resolution publicly available, and shall publish  
18          in the Federal Register a notice of the message and  
19          information on how it can be obtained.

20          “(c) INTRODUCTION BY LEADERS.—

21                 “(1) IN THE HOUSE OF REPRESENTATIVES.—

22                         “(A) IN GENERAL.—Subject to paragraph  
23                         (3)(A), not later than 30 days on which the  
24                         House of Representatives is in session after the  
25                         date on which the President transmits a pro-

1        *posed joint resolution under subsection (b), the*  
2        *proposed joint resolution shall be introduced in*  
3        *the House of Representatives (by request) by the*  
4        *majority leader of the House of Representatives*  
5        *or by a Member of the House of Representatives*  
6        *designated by the majority leader of the House of*  
7        *Representatives.*

8                *“(B) JOINT RESOLUTION NOT INTRO-*  
9        *DUCED.—*

10                *“(i) IN GENERAL.—If, within 31 days*  
11        *on which the House of Representatives is in*  
12        *session after the date on which the President*  
13        *transmits a proposed joint resolution under*  
14        *subsection (b), the proposed joint resolution*  
15        *is not introduced in accordance with sub-*  
16        *paragraph (A), it shall be in order for the*  
17        *minority leader of the House of Representa-*  
18        *tives or a Member of the House of Rep-*  
19        *resentatives designated by the minority*  
20        *leader of the House of Representatives to in-*  
21        *troduce the proposed joint resolution, subject*  
22        *to paragraph (3)(A).*

23                *“(ii) JOINT RESOLUTION INTRODUC-*  
24        *TION BY OTHERS.—If, within 40 days on*  
25        *which the House of Representatives is in*

1           *session after the date on which the President*  
2           *transmits a proposed joint resolution under*  
3           *subsection (b), the proposed joint resolution*  
4           *is not introduced in accordance with sub-*  
5           *paragraph (A) or clause (i) of this subpara-*  
6           *graph, it shall be in order for any member*  
7           *of the House of Representatives to introduce*  
8           *the proposed joint resolution in the House of*  
9           *Representatives, subject to paragraph*  
10           *(3)(A).*

11           “(2) *IN THE SENATE.*—

12           “(A) *IN GENERAL.*—*Subject to paragraph*  
13           *(3)(A), not later than 30 days on which the Sen-*  
14           *ate is in session after the date on which the*  
15           *President transmits a proposed joint resolution*  
16           *under subsection (b), the proposed joint resolu-*  
17           *tion shall be introduced in the Senate (by re-*  
18           *quest) by the majority leader of the Senate or by*  
19           *a Member of the Senate designated by the major-*  
20           *ity leader of the Senate.*

21           “(B) *JOINT RESOLUTION NOT INTRO-*  
22           *DUCED.*—

23           “(i) *IN GENERAL.*—*If, within 31 days*  
24           *on which the Senate is in session after the*  
25           *date on which the President transmits a*

1           *proposed joint resolution under subsection*  
 2           *(b), the proposed joint resolution is not in-*  
 3           *troduced in accordance with subparagraph*  
 4           *(A), it shall be in order for the minority*  
 5           *leader of the Senate or a Member of the*  
 6           *Senate designated by the minority leader of*  
 7           *the Senate to introduce the proposed joint*  
 8           *resolution, subject to paragraph (3)(A).*

9           “(ii) *JOINT RESOLUTION INTRODUC-*  
 10           *TION BY OTHERS.—If, within 40 days on*  
 11           *which the Senate is in session after the date*  
 12           *on which the President transmits a pro-*  
 13           *posed joint resolution under subsection (b),*  
 14           *the proposed joint resolution is not intro-*  
 15           *duced in accordance with subparagraph (A)*  
 16           *or clause (i) of this subparagraph, it shall*  
 17           *be in order for any member of the Senate to*  
 18           *introduce the proposed joint resolution, sub-*  
 19           *ject to paragraph (3)(A).*

20           “(3) *ELIMINATION OF EXTRANEIOUS MATTER.—*

21           “(A) *IN GENERAL.—In preparing a pro-*  
 22           *posed joint resolution for introduction under*  
 23           *paragraph (1) or (2), the sponsor of the joint res-*  
 24           *olution shall exclude any provision—*



1           “(i) that is not necessary to eliminate  
2 or consolidate 1 or more programs in an  
3 area of duplication identified in the GAO  
4 report for the year or to address an action  
5 identified in the GAO report for the year;

6           “(ii) that is not germane to the GAO  
7 report for the year; or

8           “(iii) affecting direct spending.

9           “(B) POINT OF ORDER.—

10           “(i) IN GENERAL.—It shall not be in  
11 order in the Senate or the House of Rep-  
12 resentatives to consider a provision in a  
13 joint resolution, or a motion, amendment,  
14 amendment between the Houses, or con-  
15 ference report thereon, that contains a pro-  
16 vision described in clause (i), (ii), or (iii)  
17 of subparagraph (A). If a point of order  
18 under this clause is sustained by the Chair,  
19 the provision shall be stricken from the  
20 measure and may not be offered as an  
21 amendment from the floor.

22           “(ii) FORM OF THE POINT OF  
23 ORDER.—In the Senate, a point of order  
24 under clause (i) may be raised by a Senator  
25 as provided in section 313(e) of the Congres-

1           *sional Budget Act of 1974 (2 U.S.C.*  
2           *644(e)).*

3           “(iii) *CONFERENCE REPORTS.*—*When*  
4           *the Senate is considering a conference re-*  
5           *port on, or an amendment between the*  
6           *Houses in relation to, a joint resolution,*  
7           *upon a point of order being made by any*  
8           *Senator pursuant to clause (i), and such*  
9           *point of order being sustained, such mate-*  
10           *rial contained in such conference report or*  
11           *House amendment shall be stricken, and the*  
12           *Senate shall proceed to consider the question*  
13           *of whether the Senate shall recede from its*  
14           *amendment and concur with a further*  
15           *amendment, or concur in the House amend-*  
16           *ment with a further amendment, as the case*  
17           *may be, which further amendment shall*  
18           *consist of only that portion of the conference*  
19           *report or House amendment, as the case*  
20           *may be, not so stricken. Any such motion in*  
21           *the Senate shall be debatable. In any case in*  
22           *which such point of order is sustained*  
23           *against a conference report (or Senate*  
24           *amendment derived from such conference re-*

1 port by operation of this clause), no further  
2 amendment shall be in order.

3 “(iv) *SUPERMAJORITY WAIVER AND AP-*  
4 *PEAL.*—*In the Senate, this subparagraph*  
5 *may be waived or suspended only by an af-*  
6 *firmative vote of three-fifths of the Members,*  
7 *duly chose and sworn. An affirmative vote*  
8 *of three-fifths of Members of the Senate,*  
9 *duly chosen and sworn shall be required to*  
10 *sustain an appeal of the ruling of the Chair*  
11 *on a point of order raised under this sub-*  
12 *paragraph.*

13 “(d) *EXPEDITED CONSIDERATION IN THE HOUSE OF*  
14 *REPRESENTATIVES.*—

15 “(1) *NO REFERRAL.*—*In the House of Represent-*  
16 *atives, a joint resolution—*

17 “(A) *shall not be referred to a committee;*  
18 *and*

19 “(B) *shall be placed on the appropriate cal-*  
20 *endar of the House of Representatives.*

21 “(2) *MOTION TO PROCEED.*—

22 “(A) *IN GENERAL.*—*A motion to proceed to*  
23 *a joint resolution is highly privileged in the*  
24 *House of Representatives.*

25 “(B) *MAKING OF MOTION.*—

1           “(i) *IN GENERAL.*—On and after the  
2           date on which a joint resolution is intro-  
3           duced, it shall be in order for the majority  
4           leader of the House of Representatives or by  
5           a Member of the House of Representatives  
6           designated by the majority leader of the  
7           House of Representatives to move to proceed  
8           to the joint resolution in the House of Rep-  
9           resentatives.

10           “(ii) *MOTION BY OTHERS.*—On and  
11           after the 30th day on which the House of  
12           Representatives is in session after the date  
13           on which a joint resolution is introduced, it  
14           shall be in order for any member of the  
15           House of Representatives to move to proceed  
16           to the joint resolution in the House of Rep-  
17           resentatives.

18           “(C) *CONSIDERATION.*—The motion to pro-  
19           ceed to a joint resolution is not subject to a mo-  
20           tion to postpone, and all points of order against  
21           the motion are waived. A motion to reconsider  
22           the vote by which the motion is agreed to or dis-  
23           agreed to shall not be in order. If a motion to  
24           proceed to the consideration of a joint resolution  
25           is agreed to, the joint resolution shall remain the

1           *unfinished business of the House of Representa-*  
2           *tives until disposed of.*

3           “(3) *AMENDMENTS.—During consideration of a*  
4           *joint resolution in the House of Representatives—*

5                   “(A) *it shall only be in order to offer an*  
6                   *amendment that—*

7                           “(i) *is germane to the GAO report for*  
8                           *the applicable year;*

9                           “(ii) *is necessary to eliminate or con-*  
10                          *solidate 1 or more programs in an area of*  
11                          *duplication identified in that GAO report;*  
12                          *or*

13                          “(iii) *is necessary to address an action*  
14                          *identified in that GAO report; and*

15                          “(B) *it shall not be in order to offer an*  
16                          *amendment affecting direct spending.*

17           “(4) *FLOOR CONSIDERATION.—In the House of*  
18           *Representatives, a joint resolution shall be considered*  
19           *as read. All points of order against the joint resolu-*  
20           *tion and against its consideration are waived. The*  
21           *previous question shall be considered as ordered on*  
22           *the joint resolution as to its passage without inter-*  
23           *vening motion except 2 hours of debate shall be di-*  
24           *vided equally between the majority and minority*  
25           *leaders or their designees. A motion to reconsider the*

1 *vote on passage of the joint resolution shall not be in*  
2 *order.*

3 *“(e) EXPEDITED CONSIDERATION IN THE SENATE.—*

4 *“(1) NO REFERRAL.—In the Senate, a joint reso-*  
5 *lution—*

6 *“(A) shall not be referred to a committee;*

7 *and*

8 *“(B) shall be placed on the appropriate cal-*  
9 *endar of the Senate.*

10 *“(2) MOTION TO PROCEED.—*

11 *“(A) IN GENERAL.—A motion to proceed to*  
12 *a joint resolution is not debatable.*

13 *“(B) MAKING OF MOTION.—*

14 *“(i) IN GENERAL.—On and after the*  
15 *date on which a joint resolution is intro-*  
16 *duced, it shall be in order for the majority*  
17 *leader of the Senate or a Member of the*  
18 *Senate designated by the majority leader of*  
19 *the Senate to move to proceed to the joint*  
20 *resolution in the Senate.*

21 *“(ii) MOTION BY OTHERS.—On and*  
22 *after the 50th day on which the Senate is*  
23 *in session after the date on which a joint*  
24 *resolution is introduced, it shall be in order*

1           *for any member of the Senate to move to*  
2           *proceed to the joint resolution in the Senate.*

3           “(C) *CONSIDERATION.*—*The motion to pro-*  
4           *ceed to a joint resolution is not subject to a mo-*  
5           *tion to postpone, and all points of order against*  
6           *the motion are waived. A motion to reconsider*  
7           *the vote by which the motion is agreed to or dis-*  
8           *agreed to shall not be in order. If a motion to*  
9           *proceed to the consideration of a joint resolution*  
10           *is agreed to, the joint resolution shall remain the*  
11           *unfinished business of the Senate until disposed*  
12           *of.*

13           “(3) *AMENDMENTS.*—

14           “(A) *IN GENERAL.*—*During consideration*  
15           *of a joint resolution in the Senate—*

16                   “(i) *it shall only be in order to offer an*  
17                   *amendment that—*

18                           “(I) *is germane to the GAO report*  
19                           *for the applicable year;*

20                           “(II) *is necessary to eliminate or*  
21                           *consolidate 1 or more programs in an*  
22                           *area of duplication identified in that*  
23                           *GAO report; or*

1                   “(III) is necessary to address an  
2                   action identified in that GAO report;  
3                   and

4                   “(ii) it shall not be in order to offer an  
5                   amendment affecting direct spending.

6                   “(B) *MINIMUM NUMBER.*—Notwithstanding  
7                   the limitation on the period of consideration of  
8                   a joint resolution under paragraph (4)(A), and  
9                   subject to subparagraph (C), it shall not be in  
10                  order in the Senate to vote on passage of the  
11                  joint resolution before—

12                  “(i) the majority leader, or a designee,  
13                  offers 1 amendment;

14                  “(ii) the minority leader, or a des-  
15                  ignee, offers 1 amendment;

16                  “(iii) the chairman of each standing  
17                  committee of the Senate, or a designee, of-  
18                  fers 1 amendment; and

19                  “(iv) the ranking minority member of  
20                  each standing committee of the Senate, or a  
21                  designee, offers 1 amendment.

22                  “(C) *WAIVER.*—

23                  “(i) *MAJORITY LEADER.*—The majority  
24                  leader may waive the requirement under  
25                  subparagraph (B)(i).



1                   “(ii) *MINORITY LEADER.*—*The minor-*  
2                   *ity leader may waive the requirement under*  
3                   *subparagraph (B)(ii).*

4                   “(iii) *CHAIRMAN.*—*The chairman of a*  
5                   *standing committee of the Senate may*  
6                   *wave the requirement under subparagraph*  
7                   *(B)(iii) with respect to the amendment of*  
8                   *that chairman.*

9                   “(iv) *RANKING MINORITY MEMBER.*—  
10                   *The ranking minority member of a stand-*  
11                   *ing committee of the Senate may waive the*  
12                   *requirement under subparagraph (B)(iv)*  
13                   *with respect to the amendment of that rank-*  
14                   *ing minority member.*

15                   “(4) *FLOOR CONSIDERATION.*—

16                   “(A) *CONSIDERATION.*—*In the Senate, con-*  
17                   *sideration of a joint resolution, and on all debat-*  
18                   *able motions and appeals in connection there-*  
19                   *with, shall be limited to not more than 30 hours,*  
20                   *which shall be divided equally between the ma-*  
21                   *jority and minority leaders or their designees. A*  
22                   *motion to further limit debate is in order and*  
23                   *not debatable. A motion to postpone, a motion to*  
24                   *proceed to the consideration of other business, or*

1           *a motion to commit the joint resolution is not in*  
 2           *order.*

3           “(B) *PASSAGE.*—*If the Senate has pro-*  
 4           *ceeded to a joint resolution, the vote on passage*  
 5           *of the joint resolution shall occur immediately*  
 6           *following the conclusion of consideration of the*  
 7           *joint resolution, and a single quorum call at the*  
 8           *conclusion of the debate if requested in accord-*  
 9           *ance with the rules of the Senate. A joint resolu-*  
 10          *tion shall only agreed to in the Senate upon an*  
 11          *affirmative vote of three-fifths of the Members,*  
 12          *duly chose and sworn.*

13          “(C) *RULINGS OF THE CHAIR ON PROCE-*  
 14          *DURE.*—*Appeals from the decisions of the Chair*  
 15          *relating to the application of the rules of the*  
 16          *Senate to the procedure relating to a joint reso-*  
 17          *lution shall be decided without debate.*

18          “(f) *COORDINATION WITH OTHER HOUSE.*—

19                 “(1) *IN GENERAL.*—*If one House receives from*  
 20                 *the other House a joint resolution (including a joint*  
 21                 *resolution that was amended)—*

22                         “(A) *the joint resolution of the other House*  
 23                         *shall not be referred to a committee;*

24                         “(B) *with respect to the joint resolution of*  
 25                         *the House receiving the resolution, the procedure*

1           *in that House shall be the same as if no joint*  
2           *resolution had been received from the other*  
3           *House; and*

4           “(C) *with respect to the joint resolution re-*  
5           *ceived from the other House (without regard to*  
6           *whether a joint resolution of the receiving House*  
7           *has been introduced or considered in the receiv-*  
8           *ing House)—*

9           “(i) *it shall be in order to move to pro-*  
10           *ceed to the joint resolution of the other*  
11           *House in accordance with subsection (d)(2)*  
12           *or (e)(2), as applicable;*

13           “(ii) *if the motion to proceed to the*  
14           *joint resolution of the other House is agreed*  
15           *to, the joint resolution shall remain the un-*  
16           *finished business of that House until dis-*  
17           *posed of and shall be considered in accord-*  
18           *ance with subsection (d) or (e), as applica-*  
19           *ble.*

20           “(2) *CONSIDERATION OF VETO MESSAGES.—If*  
21           *the President vetoes the joint resolution, debate on a*  
22           *veto message in the Senate under this section shall be*  
23           *1 hour equally divided between the majority and mi-*  
24           *nority leaders or their designees.”.*

**Calendar No. 719**

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

**S. 236**

**A BILL**

To amend the Pay-As-You-Go Act of 2010 to create an expedited procedure to enact recommendations of the Government Accountability Office for consolidation and elimination to reduce duplication.

DECEMBER 9, 2016

Reported with an amendment