

# House Calendar No. 201

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

# H. RES. 1404

[Report No. 111-498]

Providing for consideration of the bill (H.R. 5136) to authorize appropriations for fiscal year 2011 for military activities of the Department of Defense, to prescribe military personnel strengths for such fiscal year, and for other purposes; waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules; and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 26, 2010

Ms. PINGREE of Maine, 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

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1       *Resolved*, That at any time after the adoption of this  
2 resolution the Speaker may, pursuant to clause 2(b) of  
3 rule XVIII, declare the House resolved into the Committee  
4 of the Whole House on the state of the Union for further  
5 consideration of the bill (H.R. 5136) to authorize appro-  
6 priations for fiscal year 2011 for military activities of the  
7 Department of Defense, to prescribe military personnel  
8 strengths for such fiscal year, and for other purposes. The  
9 first reading of the bill shall be dispensed with. All points  
10 of order against consideration of the bill are waived except  
11 those arising under clause 9 or 10 of rule XXI. General  
12 debate shall be confined to the bill and shall not exceed  
13 one hour equally divided and controlled by the chair and  
14 ranking minority member of the Committee on Armed  
15 Services. After general debate the bill shall be considered  
16 for amendment under the five-minute rule.

17       SEC. 2. (a) It shall be in order to consider as an origi-  
18 nal bill for the purpose of amendment under the five-  
19 minute rule the amendment in the nature of a substitute  
20 recommended by the Committee on Armed Services now  
21 printed in the bill. The committee amendment in the na-  
22 ture of a substitute shall be considered as read. All points  
23 of order against the committee amendment in the nature  
24 of a substitute are waived except those arising under  
25 clause 10 of rule XXI.

1 (b) Notwithstanding clause 11 of rule XVIII, no  
2 amendment to the committee amendment in the nature  
3 of a substitute shall be in order except those printed in  
4 the report of the Committee on Rules accompanying this  
5 resolution and amendments en bloc described in section  
6 3 of this resolution.

7 (c) Each amendment printed in the report of the  
8 Committee on Rules shall be considered only in the order  
9 printed in the report (except as specified in section 4 of  
10 this resolution), may be offered only by a Member des-  
11 ignated in the report, shall be considered as read, shall  
12 be debatable for the time specified in the report equally  
13 divided and controlled by the proponent and an opponent,  
14 shall not be subject to amendment, and shall not be sub-  
15 ject to a demand for division of the question.

16 (d) All points of order against amendments printed  
17 in the report of the Committee on Rules or amendments  
18 en bloc described in section 3 of this resolution are waived  
19 except those arising under clause 9 or 10 of rule XXI.

20 SEC. 3. It shall be in order at any time for the chair  
21 of the Committee on Armed Services or his designee to  
22 offer amendments en bloc consisting of amendments print-  
23 ed in the report of the Committee on Rules accompanying  
24 this resolution not earlier disposed of or germane modi-  
25 fications of any such amendments. Amendments en bloc

1 offered pursuant to this section shall be considered as read  
2 (except that modifications shall be reported), shall be de-  
3 batable for 20 minutes equally divided and controlled by  
4 the chair and ranking minority member of the Committee  
5 on Armed Services or their designees, shall not be subject  
6 to amendment, and shall not be subject to a demand for  
7 division of the question. For the purpose of inclusion in  
8 such amendments en bloc, an amendment printed in the  
9 form of a motion to strike may be modified to the form  
10 of a germane perfecting amendment to the text originally  
11 proposed to be stricken. The original proponent of an  
12 amendment included in such amendments en bloc may in-  
13 sert a statement in the Congressional Record immediately  
14 before the disposition of the amendments en bloc.

15       SEC. 4. The Chair of the Committee of the Whole  
16 may recognize for consideration of any amendment printed  
17 in the report of the Committee on Rules accompanying  
18 this resolution out of the order printed, but not sooner  
19 than 30 minutes after the chair of the Committee on  
20 Armed Services or his designee announces from the floor  
21 a request to that effect.

22       SEC. 5. At the conclusion of consideration of the bill  
23 for amendment the Committee shall rise and report the  
24 bill to the House with such amendments as may have been  
25 adopted. The previous question shall be considered as or-

1 dered on the bill and amendments thereto to final passage  
2 without intervening motion except one motion to recommit  
3 with or without instructions.

4 SEC. 6. The Chair may entertain a motion that the  
5 Committee rise only if offered by the chair of the Com-  
6 mittee on Armed Services or his designee. The Chair may  
7 not entertain a motion to strike out the enacting words  
8 of the bill (as described in clause 9 of rule XVIII).

9 SEC. 7. In the engrossment of H.R. 5136, the Clerk  
10 shall—

11 (a) add the text of H.R. 5013, as passed by the  
12 House, as new matter at the end of H.R. 5136;

13 (b) assign appropriate designations to provisions  
14 within the engrossment; and

15 (c) conform provisions for short titles within the en-  
16 grossment.

17 SEC. 8. The requirement of clause 6(a) of rule XIII  
18 for a two-thirds vote to consider a report from the Com-  
19 mittee on Rules on the same day it is presented to the  
20 House is waived with respect to any resolution reported  
21 through the legislative day of June 1, 2010.

22 SEC. 9. It shall be in order at any time through the  
23 calendar day of May 30, 2010, for the Speaker to enter-  
24 tain motions that the House suspend the rules. The  
25 Speaker or her designee shall consult with the Minority

- 1 Leader or his designee on the designation of any matter
- 2 for consideration pursuant to this section.



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