

PROVIDING FOR THE CONSIDERATION OF H.R. 2216, MAK-  
ING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL  
YEAR ENDING SEPTEMBER 30, 2001

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JUNE 19, 2001.—Referred to the House Calendar and ordered to be printed

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Mrs. MYRICK, from the Committee on Rules,  
submitted the following

REPORT

[To accompany H. Res. 171]

The Committee on Rules, having had under consideration House Resolution 171, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for the consideration of H.R. 2216, Making Supplemental Appropriations for the Fiscal Year Ending September 30, 2001, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations.

The rule waives all points of order against consideration of the bill. The rule provides that the amendment printed in part A of this report shall be considered as adopted. The rule also waives clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in a general appropriations bill) against provisions in the bill, as amended. The bill will be considered for amendment by paragraph.

The rule makes in order the amendment printed in part B of this report, which may be offered only by a Member designated in the report and only at the appropriate point in the reading of the bill, shall be considered as read, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The rule waives all points of order against the amendment printed in part B of this report.

The rule waives points of order during consideration of the bill against amendments for failure to comply with clause 2(e) of rule XXI (prohibiting non-emergency designated amendments to be of-

ferred to an appropriations bill containing an emergency designation).

Members who have pre-printed their amendments in the Congressional Record prior to their consideration will be given priority in recognition to offer their amendments if otherwise consistent with House rules. Finally, the rule provides for one motion to recommit, with or without instructions.

#### COMMITTEE VOTES

Pursuant to clause 3(b) of House rule XIII the results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

##### *Rules Committee record vote No. 13*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mr. Frost.

Summary of motion: Make in order the amendment by Rep. Skelton which provides an additional \$2.7 billion for the Department of Defense to address high priority fiscal year 2001 unfunded requirements by funding operations and maintenance, military personnel, and procurement initiatives.

Results: Defeated 4 to 6.

Vote by members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Dreier, Nay.

##### *Rules Committee record vote No. 14*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mr. Frost.

Summary of Motion: Make in order the amendment by Rep. Bentsen which eliminates a \$389 million rescission from FEMA's Disaster Recovery Fund.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Dreier, Nay.

##### *Rules Committee report vote No. 15*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mr. Hall.

Summary of Motion: Make in order the amendment by Reps. Lowey, Lee, and Pelosi which provides emergency funds to address the severe HIV/AIDS crisis in Africa and around the world: \$100 million for bilateral programs for the prevention, treatment, control of, and research on HIV/AIDS around the world; \$100 million as a down payment for the global trust funds to fight HIV/AIDS, malaria, and tuberculosis; and \$50 million for economic assistance for Africa to complement efforts to fight HIV/AIDS.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea, Hastings (FL), Yea; Drier, Nay.

*Rules Committee report vote No. 16*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mr. Hall.

Summary of Motion: Make in order the amendment by Rep. LeLauro which provides \$600 million in FY 2001 in emergency LIHEAP funding. Provides \$1.4 billion in FY 2002 funding for the regular LIHEAP block grant.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Drier, Nay.

*Rules Committee record vote No. 17*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mrs. Slaughter.

Summary of motion: Make in order the amendment by Reps. Ingle and Pelosi which returns the Western grid to cost-of-service based rates plus a reasonable amount of profit for wholesale energy generators and exempts new generating facilities to ensure that the pricing mechanism does not provide a disincentive to new energy generation.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diza-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Dreier, Nay.

*Rules Committee record vote No. 18*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mrs. Slaughter.

Summary of motion: Make in order the amendment by Rep. Eshoo which requires the Federal Energy Regulatory Commission to issue an order for retroactive refunds in the western energy market for wholesale electricity rates that are deemed "unjust and unreasonable" under the Federal Power Act for the period beginning Oct. 2, 2000.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Dreier, Nay.

*Rules Committee record vote No. 19*

Date: June 19, 2001.

Measure: H.R. 2216, Supplemental Appropriations Bill for Fiscal Year 2001.

Motion by: Mr. Hastings (FL).

Summary of motion: Make in order the amendment by Rep. Baird which appropriates \$250 million to public schools (and tribal schools) that have increased power bills of at least 20% and have reduced energy consumption by 10%.

Results: Defeated 4 to 6.

Vote by Members: Pryce, Nay; Diaz-Balart, Nay; Hastings (WA), Nay; Sessions, Nay; Reynolds, Nay; Frost, Yea; Hall, Yea; Slaughter, Yea; Hastings (FL), Yea; Dreier, Nay.

#### AMENDMENTS MADE IN ORDER UNDER THE RULE

##### *Part A—Summary of amendment to be considered as adopted*

Young (FL)—Deletes the Employment and Training Administration Training and Employment Services rescission.

##### *Part B—Summary of amendment made in order*

Toomey/Flake/Tancredo—Deletes the \$389 million rescission in FEMA Disaster Relief Funds. Enacts an across-the-board cut in Fiscal Year 2001 non-defense discretionary spending of 0.33%. The across-the-board reduction achieves savings of approximately \$1 billion, sufficient to offset the non-defense, non-Veterans portions of the supplemental not currently offset and to replace the savings achieved through the FEMA rescission. The rescission is based on the same language used to implement the 0.38% across-the-board cut in Fiscal Year 2000.

#### PART A—TEXT OF AMENDMENT CONSIDERED AS ADOPTED

Under Title II, Chapter 5, delete the heading “Department of Labor, Employment and Training Administration, Training and Employment Services, (Rescission)” and the paragraph that follows.

#### PART B—TEXT OF AMENDMENT MADE IN ORDER

#### AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TOOMEY OF PENNSYLVANIA, OR REPRESENTATIVE FLAKE OF ARIZONA, OR A DESIGNEE

In chapter 9 of title II, strike the item relating to “Federal Emergency Management Agency”.

At the end of the bill, insert after the last section (preceding the short title) the following:

SEC. \_\_\_\_ . (a) GOVERNMENT-WIDE RESCISSION.—(1) There is hereby rescinded an amount equal to 0.33 percent of the new discretionary budget authority provided (or obligation limit imposed) for fiscal year 2001 in this or any other Act for each department, agency, instrumentality, or entity of the Government.

(2) Paragraph (1) shall not apply to budget accounts included under major functional category 050 (national defense).

(b) RESTRICTIONS.—In carrying out the rescissions made by subsection (a)(1), no program, project, or activity of any department, agency, instrumentality, or entity may be reduced by more than 15 percent (with “programs projects, and activities” as delineated in the appropriation Act or accompanying report for the relevant account, or for accounts and items not included in appropriation Acts, as delineated in the President’s most recently submitted budget).

(c) REPORT.—The Director of the Office of Management and Budget shall include in the President's budget submission for fiscal year 2003 a report specifying the reductions made to each account pursuant to this section.

