

INDEX TO PRECEDENTS

Affecting, point of order as

- amendments offered en bloc, §§ 1.13, 1.14
- amendments to appropriations bills, §§ 1.19–1.21
- amendments to legislative bills, §§ 1.24–1.26
- appointment of conferees does not lie, § 1.29
- appropriations bills, §§ 1.15–1.18
- committee reports failing to comply with the Ramseyer rule, § 1.45
- conferee appointments not affected, § 1.29
- conference reports, § 1.27
- debate, relevancy in, § 1.44
- recognition by Chair not subject to point of order, §§ 1.30–1.32
- section of bill where only a portion of the section subject to a point of order, § 1.23
- unfunded mandates, § 1.57

Amendments (see also Appropriations bills, points of order against amendments to)

- Chair may rule out on his own initiative, § 6.11
- Clerk's failure to transmit copies to majority and minority not subject to point of order, §§ 6.12, 6.13
- committee members receive priority in recognition to make a point of order against an amendment, § 1.4
- copies, failure of Clerk to transmit to majority and minority, not subject to point of order, §§ 6.12, 6.13
- debate not in order, a point of order must be made and not reserved, § 3.30
- not usually admitted while reservation of point of order pending, §§ 3.5, 5.2
- parliamentary inquiry regarding effect of adopting amendment on further amendments, § 14.10

Amendments (see also Appropriations bills, points of order against amendments to)—Cont.

- points of order against a paragraph considered before amendments to the paragraph, §§ 5.1, 6.14, 6.15
 - portion subject to point of order subjects entire amendment to point of order, §§ 1.24, 1.25
 - recognition to offer not subject to point of order, § 1.32
 - reinserting text stricken by a point of order, §§ 1.22, 1.26
 - reservation of point of order to be resolved before amendments are admitted, §§ 3.5, 5.2
 - withdrawal by unanimous consent, allowed by Chair while point of order pending, §§ 1.6, 11.5
 - where bill open for amendment at any point, points of order against any provision to be resolved before amendments offered, §§ 5.3, 5.5–5.8
- ### **Amendments, timing of points of order against**
- generally, § 6
 - considered as read, where amendment is, by unanimous consent, point of order must follow disposition of unanimous-consent request, §§ 6.5, 6.6
 - debate, if Chair does not recognize for, point of order still viable, § 6.30
 - debate, point of order must come before, §§ 6.7, 6.8, 6.16, 6.31–6.37
 - debate, recognition for, does not preclude point of order, §§ 6.23, 6.24
 - diligence in seeking recognition, Member showing, may make point of order, §§ 6.38–6.42
 - intervening business, as affecting, §§ 6.17–6.22, 6.25–6.29, 6.36, 6.37

Amendments, timing of points of order against—Cont.

parliamentary inquiry, in relation to, §§ 6.3, 6.4, 6.20, 6.21

point of order, earlier, having already been resolved, § 6.22

previous question, as affecting, § 6.37

reading, interrupting with point of order, § 6.10

reading, point of order not to be made before Clerk's, § 6.2

reading, point of order to follow immediately after, §§ 6.1, 6.16, 6.31–6.37

reading, where dispensed with by unanimous consent, point of order must follow disposition, §§ 6.5, 6.6

reading, where not completed, Chair may require re-reading, § 6.9

reading, where point of order interrupts, Chair may decline to rule until reading completed, § 6.10

recognition, point of order not too late after recognition for debate, but before debate begins, §§ 6.7, 6.23, 6.24

recognition for debate not having been granted, point of order may be made even if debate has begun, § 6.30

recognition for point of order, Member seeking, on his feet at the proper time, point of order in order, §§ 6.38–6.42

seeking recognition at the appropriate time protects right to offer, §§ 6.38–6.42

unanimous-consent request, as affecting, §§ 6.17–6.19, 6.25, 6.26, 6.36

Appealing from Chair's decision on a point of order

generally, §§ 13.1, 13.3

Chair sustained on appeal, §§ 13.6, 13.7

Chair sustained on appeal by division vote, § 13.6

Appealing from Chair's decision on a point of order—Cont.

Chair sustained on appeal by voice vote, § 13.7

demand for yeas and nays, Chair's count for second, not subject to appeal, § 13.13

form of question on appeal, § 13.9

merits not considered, only validity of Chair's ruling on the point of order, § 13.2

procedural request, Chair's count of Members supporting, not subject to appeal, § 13.14

quorum, appeal does not lie against Chair's refusal to entertain point of no, § 13.5

quorum, Chair's count to determine not subject to appeal, § 13.12

recognition, within Chair's discretion, not subject to appeal, § 13.11

reconsider, motion to, vote on which appeal was tabled, itself tabled, § 13.16

second to support a demand for the yeas and nays, Chair's count to determine not subject to appeal, § 13.13

subject of vote on appeal is ruling, not merits of proposition giving rise to the point of order, § 13.2

tabled, appeal, on motion, § 13.15

withdrawal of appeal, § 13.10

yeas and nays, Chair's count to determine second on demand for, not subject to appeal, § 13.13

Appropriations bills, points of order against amendments to

authorization for appropriation, burden of proof on amendment's proponent, § 8.11

legislation, burden of proof that an amendment does not constitute, falls on amendment's proponent, §§ 8.7–8.10

Appropriations bills, points of order against amendments to—Cont.

legislation, where point of order alleges amendment to general appropriation bill constitutes, if subject to two interpretations, the Chair will sustain the point of order, pending additional showing by proponent as to the better view, §§ 8.9, 8.10

portion of amendment, when subject to a point of order, subjects entire amendment to the point of order, §§ 1.19, 1.20

“tax provision” under Rule XXI clause 5(b), points of order against, burden on Member making point of order, § 8.15

Appropriations bills, points of order against portions of

amendments, points of order not admitted once consideration of amendments has begun, §§ 5.10, 5.11

authorization, lack of, points of order for, must be made to specific text, not generally, § 8.6

authorization, lack of, burden of proof on Appropriations Committee to show specific authorization, § 8.5

exception to requirements regarding the time to offer points of order made where Member seeking recognition at the appropriate time, §§ 5.23, 5.24

made before any amendments to the paragraph are considered, §§ 5.1, 6.15

made during general debate, § 5.9

made only after paragraph is read, §§ 5.14–5.22, 5.26

modification of portion by unanimous consent has been allowed to resolve point of order, § 3.28

parliamentary inquiry regarding sufficiency of funds after point of order sustained, not admitted, § 14.18

Appropriations bills, points of order against portions of —Cont.

proviso, point of order against having been considered, a point of order against the paragraph in which it appears is not too late, § 5.13

proviso, point of order if made against only, does not require the Chair to strike the entire paragraph, § 1.18

proviso, when subject to point of order, subjects entire paragraph to point of order, §§ 1.16, 1.17, 1.21

reinserting portions of a paragraph not subject to a point of order by amendment, § 1.22

reservation not allowed, point of order must be pressed immediately after reading, §§ 3.27, 3.29

resolved before debate under pro forma amendments, § 1.56

rule protecting some provisions, leaving others vulnerable, § 10.7

rule waiving prohibition on legislation and unauthorized appropriations, §§ 10.9, 10.11

sections, where paragraphs contained in a section, point of order must still be made immediately after paragraph to be challenged, § 5.26

“tax provision” under Rule XXI clause 5(b), burden on Member making point of order to show tax consequences, § 8.15

vacating proceedings where language stricken from bill after point of order sustained, § 9.19

waiving points of order against a specific section by unanimous consent, § 9.5

where bill open to amendment at any time, §§ 5.5–5.8

where two points of order are raised, one against a paragraph, the second against a proviso within the paragraph, the Chair must rule on the first, § 1.15

Budget Act (see Congressional Budget Act, points of order arising under)**Burden of proof on points of order**

appropriations bills and amendments, point of order against as being a “tax provision” under rule XXI clause 5(b), unlike other points of order against such bills and amendments, burden on Member making point of order to show tax consequences, §8.15

authorization for appropriations, burden to show specific authority on Appropriations Committee, §8.5

authorization for appropriations, point of order must be made against precise text, §8.6

authorization for appropriations made in amendment, burden to show specific authority on amendment’s proponent, §8.11

Congressional Budget Act, points of order arising under some sections of, governed by Budget Committee estimates, §8.14

germaneness of amendment, burden on amendment’s proponent, §§8.1–8.3

germaneness of amendment, where proponent concedes point of order, §8.3

legislation in an amendment to an appropriations bill, burden on amendment’s proponent, §§8.7–8.10

legislation in an appropriations bill, burden on reporting committee, §8.4

“tax provision” in violation of Rule XXI clause 5(b), unlike other points of order against appropriations bills, burden on Member making point of order to show tax consequences, §8.15

Chair (see also Appealing from Chair’s decision on a point of order; Deciding points of order; Resolving points of order before decision by the Chair)

admits multiple points of order at his discretion, §1.8

Chair (see also Appealing from Chair’s decision on a point of order; Deciding points of order; Resolving points of order before decision by the Chair)—Cont.

amendments, Chair may rule out on his own initiative, §6.11

clarification of ruling in the Record, §§7.23, 7.24

conference report, points of order arising under a single rule, Chair may require all to be stated at once, §4.18

constitutional questions, not decided by, §§1.37–1.39, 13.4

debate, rules concerning propriety in debate, Chair takes initiative in enforcing, §§9.17, 9.18

decides only question raised by point of order, not collateral questions raised by interpretation of ruling, §1.28

drafting of legislative language, Chair does not rule on adequacy, §1.43

effect of legislative language, Chair does not rule on, §1.42

enforces on own initiative at his discretion, §§9.17, 9.18

House proceedings, point of order arising under, while in Committee of the Whole to be decided by Speaker, §1.46

hypothetical questions, Chair does not rule on, §1.40

parliamentary inquiry, Chair has discretion to recognize Member for, §§14.1, 14.2, 14.6

preferential status, Chair may determine qualification of a motion for, on own initiative, §8.12

protects Members’ rights on own initiative, §1.3

recognition of Member by, not subject to point of order, §§1.30–1.32

reservation of points of order allowed at Chair’s discretion, §§3.15–3.18

Chair (see also Appealing from Chair's decision on a point of order; Deciding points of order; Resolving points of order before decision by the Chair)—Cont.

reverse early decision, has authority to, § 1.5

where points of order waived, Chair will not rule on whether point of order would have applied absent the waiver, § 10.17

Clerk

amendments, failure of Clerk to transmit copies of amendments to majority and minority not subject to point of order, §§ 6.12, 6.13

Committee

jurisdiction, as basis for point of order under special rule, § 1.23

procedure, point of order against, in the House or Committee of the Whole, § 1.47, 1.48

Ramseyer rule, point of order arising under, § 1.45

Committee of the Whole, point of order during proceedings in

House proceedings, point of order arising under, not decided by Chair in Committee of the Whole, § 1.46

Committee on Rules, see Rules Committee**Conferees**

Speaker's appointment not subject to point of order, § 1.29

Conference reports

against entire report, points of order, considered before points of order against portions of the conference report, § 4.14

appropriations contained in, point of order does not lie if the version of the bill passed by the House contained the same provision, § 4.23

appropriations contained in, points of order lie only against if arising from a Senate amendment, not the Senate legislative bill before the conferees, § 4.19

Conference reports—Cont.

Chair may require all points of order against a report arising under a single rule, to be stated before rendering a decision, § 4.18

debate on points of order against motion to recommit a conference report limited to point of order, not to extend to merits, § 7.18

nongermane provisions, points of order against, §§ 4.21, 4.22

open conference, point of order against failure to conduct, § 4.17

point of order lies after reading and before reading of managers' statement, §§ 4.10–4.13

ruled out of order under Budget Act, §§ 1.27, 4.14

scope of conference, Chair does not admit parliamentary inquiry regarding the effect of a motion to instruct on, § 14.38

signatures, point of order against improper, must be made prior to consideration, § 4.20

where proceedings are postponed, §§ 4.15, 4.16

where ruled out of order, acting on amendment in disagreement, § 1.27

Congressional Budget Act, points of order arising under

avoided by special rule making in order an unreported measure, § 10.23

Budget Committee, policy of, concerning, § 10.4

conference reports, against entire, considered before other points of order against portions of the conference report, § 4.14

conference reports, against new spending contained in, § 1.27

consideration of a measure, where point of order arising under the Act applies to, must be raised when measure called up, §§ 4.2, 4.3

Congressional Budget Act, points of order arising under—Cont.

criteria for decisions on points of order arising under, § 8.14

parliamentary inquiries regarding, § 14.44

Rules Committee, requirement regarding statement of estimated costs does not apply to resolution which “self-executes” new budget authority, §§ 10.21, 10.22

waived, notwithstanding violations of, by special rule, § 10.6

Consideration, voting on, as way of determining certain points of order, § 1.57**Consistency, Chair does not rule on amendment to amendment previously adopted, § 1.35**

amendment to authorization-appropriations process, § 1.36

bill, to law it amends, § 1.34

Constitution (see also Constitutional amendments, amending resolutions proposing to the states)

Revenue bill origination requirement presents question of privilege, not point of order, § 1.39

Constitutional amendments, amending resolutions proposing to the states, § 1.33**Debate**

call of the House, Chair may allow motion for in his discretion, but a point of no quorum cannot lie, § 12.14

irrelevant remarks in, point of order lies against, § 1.44

merits of provision allowed under reservation, not allowed once point of order made, § 3.2

parliamentary inquiry does not give control over time, Member making may not yield, § 14.5

Debate—Cont.

point of no quorum in Committee of the Whole, Chair may entertain during, § 12.12

point of no quorum in House, Chair may not entertain during, § 12.14

point of order may interrupt, § 11.1

reservation of point of order does not grant Member reserving control of any time, § 3.4

time for parliamentary inquiry, as affecting allocations of time for debate, §§ 7.8, 7.16

time for point of order, as affecting allocation of time for debate, §§ 7.13–7.15

Debating points of order

Chair’s discretion to allow, §§ 7.1, 7.2, 7.4–7.7, 7.17

clarification of Chair’s ruling in the Record, §§ 7.23, 7.24

“colloquies” not permitted, § 7.17

concession of point during debate, Chair rules unless another Member desires to be heard against the point of order, § 7.20

debate time on measure or amendment, debate on point of order as affecting, §§ 7.13–7.15

extension of remarks not allowed under, §§ 7.21, 7.22

House rule may be read during, if it relates to the point of order, § 7.19

limited to point of order, may not go to merits, §§ 7.9–7.12, 7.18

prior to Member making point of order, Chair may admit Members’ arguments either orally or in writing, § 1.7

revision and extension not allowed in debate on point of order, §§ 7.21, 7.22

revision of Chair’s ruling in Record, §§ 7.23, 7.24

Debating points of order—Cont.

scope of debate limited to point of order, not to extend to merits of language against which point of order made, §§ 7.9–7.12, 7.18

Senate rule may be read during, if it relates to the point of order, § 7.19
time not to be reserved or yielded, §§ 7.2, 7.4–7.7

time, to be secured by seeking recognition from the Chair, §§ 7.3, 7.17

Deciding points of order (see also Burden of proof on points of order; Resolving points of order before decision by the Chair)

ambiguities, Chair does not rule on, § 1.41

by voting on consideration, rather than ruling by Chair, § 1.57

Chair decides only when required to do so, § 1.6

clarification of Chair's decision in Record, §§ 7.23, 7.24

collateral questions raised by interpretation of ruling not decided, only question raised by point of order, § 1.28

committee procedure, Chair does not usually decide, §§ 1.47, 1.48

committee reports, sufficiency of, §§ 1.45, 1.49

concession of point, Chair rules unless another Member wishes to argue against the point, § 7.20

Congressional Budget Act, points of order arising under some sections of, Budget Committee estimates provide basis for ruling, § 8.14

consistency of bill with existing law, § 1.34

consistency of text to text it amends, Chair does not decide, §§ 1.35, 1.36

constitutional questions, not decided by Chair, §§ 1.37–1.39

Deciding points of order (see also Burden of proof on points of order; Resolving points of order before decision by the Chair)—Cont.

drafting of legislative language, Chair does not rule on adequacy of, § 1.43
effect of legislative language, Chair does not rule on, § 1.42

germaneness, analysis limited to text, not possible effects, § 8.2

hypothetical questions, Chair does not rule on, § 1.40

precedents, Chair follows, § 1.1

proponent's intentions in offering an amendment as a basis for ruling, § 8.13

revision of Chair's decision in Record, §§ 7.23, 7.24

Unfunded Mandates Act, resolved by vote on consideration, § 1.57

Effect of enactment, not subject to point of order, § 1.42**En bloc amendments, §§ 1.13, 1.14****Federal income tax rate increase, see Tax rate increase****Germaneness**

anticipatory ruling on, § 6.4

burden of proof in showing, §§ 8.1–8.3

nongermane provisions, points of order against, §§ 4.21, 4.22

parliamentary inquiry regarding, not sufficient to rule out of order absent a point of order, § 6.3

rule altering ordinary test for, §§ 10.8, 10.10

ruling based on text of amendment only, § 8.2

House Rule I clause 4 governing points of order, § 1 introduction**Hypothetical questions, Chair does not rule on, § 1.40****Income tax rate increase, see Tax rate increase**

Jurisdiction, point of order based on Committee's, created by special rule, § 1.23**Making parliamentary inquiries**

amendment, regarding, not admitted until amendment is pending, § 15.11

demand for division vote, parliamentary inquiry does not constitute intervening business for purpose of precluding, § 15.21

interrupting another Member who controls the time, not allowed without Member's consent, §§ 15.1–15.3

Journal, admitted before the Journal has been approved, § 15.9

point of no quorum, not necessarily admitted while pending, § 15.12

presidential message, not necessarily admitted during reading of, § 15.10

time used in, taken from the allocation of the Member yielding for that purpose, §§ 15.4–15.7

time used in, where no one has been recognized for debate, time not subtracted from allocation for debate, § 15.8

vote, making a parliamentary inquiry during a, §§ 15.13–15.21

Making points of order (see also Reserving points of order)

Committee members have priority of recognition in, against proposed amendments, § 1.4

distinguish from parliamentary inquiry, Member should, § 2.3

interrupting debate, Member may be recognized by Chair while another Member controls time, § 4.24

manager may make against own bill, §§ 1.54, 1.55

priority recognition in, to Committee members against amendments, § 1.4

recognition by Chair required before, § 2.1

Making points of order (see also Reserving points of order)—Cont.

reservation by one Member does not prohibit another Member from making the same point of order, § 3.10

specific, Member should be, as to language against which he is, § 2.2

while one point of order already pending, Chair may admit another at his discretion, § 1.8

words in debate, point of order not to be made against, proper remedy is demand that words be taken down, § 1.50

Multiple points of order pending at one time

Chair's discretion to allow, §§ 1.8, 1.11

Chair need only sustain one to dispense with consideration of all others, §§ 1.10, 1.12

order of consideration and decision at Chair's discretion, § 1.9

where one made against a proviso and another made against the paragraph containing the proviso, the Chair must strike the entire paragraph if he sustains the point of order, § 1.15

“One-minute” speeches, refusal of recognition by Speaker for, not subject to point of order, § 1.30**Parliamentary inquiry (see also Parliamentary inquiry, topics admitted or not admitted by way of; Making parliamentary inquiries)**

answer, Chair may delay in providing in order to review the precedents, §§ 14.24–14.28

anticipatory ruling in response to, § 6.4
appeals to Chair's response not admitted, § 14.4

Chair, inquiry properly submitted to, § 14.14

Chair answers, official reporters do not read back proceedings, § 14.14

Parliamentary inquiry (see also Parliamentary inquiry, topics admitted or not admitted by way of; Making parliamentary inquiries)—Cont.

Committee of the Whole, procedure and actions, inquiries regarding, properly addressed to the Chair, not the Speaker, §§ 14.41, 14.42

Congressional Budget Act, inquiries regarding, § 14.44

debate time, as affected by, §§ 7.8, 7.16
delay, Chair may, response to, §§ 14.24–14.28

desk, Speaker may examine matter at the, in answering an inquiry, § 14.13

House procedure and actions, inquiries regarding properly addressed to the Speaker, not the Chair of the Committee of the Whole, §§ 14.40, 14.43

point of order, Chair explains effect of ruling on prior, in response to parliamentary inquiry, § 14.6

point of order takes precedence over, § 14.3

recognition for, in Chair's discretion, §§ 14.1, 14.2, 14.6

recognition for, limited to parliamentary inquiry, does not allow Member recognized to offer amendment, § 14.39

reporters, inquiries do not request that, read back portions of the Record, § 14.14

response by Chair insufficient to rule nongermane amendment out of order absent a point of order, § 6.3

yielding time under a parliamentary inquiry not allowed, § 14.5

Parliamentary inquiry, topics admitted or not admitted by way of

admitted, generally, §§ 14.7–14.13

admitted, generally not, §§ 14.15–14.23, 14.29–14.38

Parliamentary inquiry, topics admitted or not admitted by way of—Cont.

advisory opinion on future ruling, not admitted, §§ 14.19, 14.33, 14.34, 14.37

amendment, effect of adoption on further amendment, §§ 14.10, 14.37

amendment process, § 14.33

Clerk's progress in reading a document, § 14.12

committee policy, not admitted, § 14.29

committee report, sufficiency of, §§ 14.9, 14.13

conference committee, scope of, not admitted, § 14.38

Congressional Budget Act, § 14.44

consistency of House actions, not admitted, §§ 14.20, 14.21

construction of proposition, § 14.36

desk, status of matters at the, § 14.13

effect of adopting an amendment, not admitted, § 14.22

effect of striking material from a general appropriations bill on a point of order as to sufficiency of funds, not admitted, § 14.18

historical context of pending matter, not admitted, § 14.15

House legislative program, not admitted by Chair in Committee of the Whole, § 14.30

hypothetical questions, not admitted, §§ 14.16, 14.17, 14.33

legal effect of proposed measure, not admitted, § 14.35

meaning of proposition, not admitted, § 14.36

order of business, § 14.7

parliamentary situation, § 14.14

point of order, as to timing of, § 14.11

privileged status, advisory opinion on, of resolution not yet pending, § 14.34

Parliamentary inquiry, topics admitted or not admitted by way of—Cont.

recognition, inquiry regarding Chair's intent for future, not admitted, § 14.23

rule, interpretation of, §§ 14.8, 14.9

Rules Committee guidelines for submission of amendments, not admitted, § 14.31

sufficiency of funds in a general appropriations bill, not admitted, § 14.18

unanimous-consent request, inquiry to register objection to, when previously granted, not admitted, § 14.32

Point of no quorum

admitted after Chair has put the question and before the result has been announced, § 12.8

appeal does not lie against Chair's refusal to entertain point of no quorum, § 12.3

call of the House, Speaker has discretion to recognize Member to move for a, § 12.2

Constitution does not create separate basis for point of order, § 12.2

debate in Committee of the Whole, Chair may entertain during, § 12.12

debate in the House, Chair may entertain motion for a call of the House, but not a point of no quorum during, at his discretion, §§ 12.12, 12.14

debate under the five-minute rule, once a quorum has been established, a call of the House may only be made by unanimous consent, § 12.15

demand for a recorded vote, point of no quorum takes precedence over, § 12.1

objection to vote for lack of a quorum takes precedence over a point of no quorum, § 12.11

parliamentary inquiry not necessarily admitted while point of no quorum pending, § 15.12

Point of no quorum—Cont.

parliamentary inquiry regarding number of Members in the Chamber not in order when a point of no quorum would not lie, § 12.16

pending question, what constitutes for purposes of permitting point of no quorum, §§ 12.7, 12.8, 12.10

pending question, where question has not been put to a vote, point of no quorum does not lie, § 12.2

privileged over other request for recognition where a quorum has not previously been established, § 12.17

quorum, once established, no business having intervened, a point of no quorum does not lie, § 12.13

recorded vote having been refused, a point of no quorum may still lie, § 12.9

request for leave for a committee to sit during consideration of amendments under the five-minute rule, does not constitute a pending question put to a vote, §§ 12.7, 12.10

rise, motion that the Committee of the Whole, in order while point of no quorum pending, § 12.5

suspension motion, where vote postponed, point of no quorum considered as withdrawn, § 12.6

withdrawal not allowed after Chair's announcement that a quorum is not present, § 12.4

Point of order, topics admitted by way of

appropriations bill, legislation in, §§ 8.7–8.10

appropriations bill, unauthorized appropriations, §§ 8.5, 8.6, 8.11, 10.9, 10.11

Budget Act violations, §§ 1.27, 4.14, 8.14

committee procedure and reports, deficiencies in, §§ 1.23, 1.45, 1.47–1.49

Point of order, topics admitted by way of—Cont.

conference reports, §§ 1.27, 4.14, 4.17, 4.19–4.23

debate, relevancy in, § 1.44

germaneness, §§ 4.21, 4.22

tax rate increase, § 5.27

unfunded mandates, § 1.57

Preferential status, Chair may determine qualification of motion for, on own initiative, § 8.12**Privileged questions**

parliamentary inquiry regarding status of resolution as, not admitted before resolution pending, § 14.34

Questions of privilege

establishing procedure for unique parliamentary question, § 1.33

pre-empting point of order, § 1.33

revenue bill constitutional origination requirement presents, not subject to point of order, § 1.39

Speaker rules on status of resolution as presenting, §§ 1.51–1.53

statement of, may be interrupted by point of order, § 11.2

Quorum, see Point of no quorum**Ramseyer rule**

point of order arising under, § 1.45

raised when bill called up, not after the House resolves into the Committee of the Whole, §§ 4.7–4.9

Recognition

amendments, Chair's recognition of Member to offer not subject to point of order, § 1.32

Committee members receive priority in, to make a point of order against an amendment, § 1.4

decision of Chair on, not subject to appeal, § 13.11

decision of Chair regarding, not subject to point of order, §§ 1.30, 1.31

Recognition—Cont.

parliamentary inquiry, Chair has discretion to recognize Member for, §§ 14.1, 14.2, 14.6

parliamentary inquiry, recognition limited to, Member so recognized may not offer amendment, § 14.39

point of order, recognition by Chair required before making, § 2.1

point of order, recognition for, may be granted without waiting for time to be yielded, § 4.24

Recommit, motion to

debate on point of order against motion to recommit a conference report confined to point of order, not to extend to merits, § 7.18

point of order lies after reading and before debate, § 4.25

Reserving points of order

generally, § 3.1

amendments not admitted while reservation pending, § 5.2

appropriations bills, points of order reserved upon reporting of the bill, §§ 3.25, 3.26

appropriations bills, portions of, points of order against must be made, not reserved, §§ 3.7, 3.27, 3.29

Chair can reserve to protect Members' rights on own initiative, § 1.3

Chair's discretion to allow, §§ 3.15–3.18

debate not allowed on an amendment, a point of order must be made, and cannot be reserved, § 3.30

debate on merits allowed under reservation, § 3.2

debate time not allocated to Member reserving, § 3.4

distinguished from making points of order, § 3.2

further amendments not usually admitted while reservation pending, §§ 3.3, 3.5

Reserving points of order—Cont.

- inquiry to sponsor acceptable under reservation, § 3.31
- making point of order, one Member's reservation does not prohibit another Member from, § 3.10
- once a point of order reserved, all points of order against the same text are reserved, §§ 3.8–3.14
- regular order, demand for, not to interrupt proponent's initial five-minute debate time, § 3.20
- regular order, demand for, requires resolution of point of order, §§ 3.18, 3.19
- withdrawing a reservation, §§ 3.21–3.24

Resolving points of order before decision by the Chair (see also Deciding points of order)

- modification of portion of appropriations bill allowed by unanimous consent while reservation of point of order pending, § 3.28
- ruling may be forestalled by a motion to rise from the Committee of the Whole, § 11.3
- withdrawal of amendment while point of order pending, Chair allows unanimous-consent request for, § 1.6
- withdrawal of motion against which point of order lodged, obviates the need for the Chair to rule, § 4.6

Revenue bills, constitutional origination requirement presents question of privilege, not point of order, § 1.39**Reversing decided points of order (see also Appealing from Chair's decision on a point of order)**

- Chair has authority to reverse previous decision, § 1.5

Rules Committee (see also Waiving points of order in a special rule)

- budget authority created by special order “self-executing” an amendment, Congressional Budget Act requirement for statement of estimated cost inapplicable to Rules Committee report, §§ 10.21, 10.22
- creating point of order based on committee jurisdiction, § 1.23
- parliamentary inquiry regarding guidelines of, on submission of amendments, not admitted, § 14.31
- points of order not to lie against reports by, § 10.12
- privileged resolution reported by, point of order against in order after resolution called up and before Clerk has read, § 4.1
- waiver policy, § 10.3
- waiving points of order under a special rule, § 9.1

Rules of the House

- order enforced before adoption of, § 1.2
- parliamentary inquiry regarding interpretation of, §§ 14.8, 14.9
- points of order governed by Rule I clause 4, § 1 introduction
- Ramseyer rule, point of order arising under, § 1.45
- Rule I clause 4 governing points of order, § 1 introduction

Senate amendments

- rule providing amendment “hereby” adopted precludes points of order under rule requiring consideration in Committee of the Whole, § 10.19
- “self-executing” rule agreeing to Senate amendment precludes points of order that would ordinarily lie against the amendment, § 10.20

Speaker

- generally, see Chair

Speaker—Cont.

House proceedings, points of order arising from, decided by Speaker, not to be decided in Committee of the Whole, § 1.46

question of privilege, Speaker rules on status of resolution as presenting, §§ 1.51–1.53

Special rule, see Rules Committee; Waiving points of order in a special rule**Supermajority vote requirement**

tax rate increase, point of order based on three-fifths vote requirement in order when question put on final passage, § 5.27

Tax rate increase

point of order regarding applicability of requirement of three-fifths vote for, in order when question put on final passage, § 5.27

Three-fifths vote

point of order regarding applicability of requirement for, in order when question put on final passage, § 5.27

Timing of points of order (see also Amendments, timing of points of order against)

amendments, points of order against a portion of bill are considered before amendments to it, § 5.10

amendments not in order to bill open at any point until all points of order against any provision are resolved, § 5.3

appropriations bills, §§ 5.13–5.22, 5.26

“at any time,” points of order which rules allow, §§ 5.28, 5.29

conference reports, points of order against, §§ 4.10–4.23

consideration of a measure, point of order against in order when measure called up, §§ 4.2–4.4

exceptions made for Members seeking recognition at appropriate time, but not recognized in time, §§ 5.23, 5.24

Timing of points of order (see also Amendments, timing of points of order against)—Cont.

failure to make a timely point of order against a motion, leaves the motion as the will of the House until it orders otherwise, § 9.15

general debate, points of order not to be raised during, § 5.9

paragraphs not yet read, points of order where allowed against by unanimous consent, are entertained in order, § 5.4

parliamentary inquiry, timing of point of order appropriate subject for, § 14.11

privileged resolution, point of order against in order after resolution called up and before Clerk has read, §§ 4.1, 4.4

privileges of the House, point of order against report concerning, in order after reading of report, § 4.5

proposition, against, considered before amendments to the proposition are considered, §§ 5.1, 6.14, 6.15

Ramseyer rule, point of order alleging failure to comply with, in order when measure called up, not after resolving into the Committee of the Whole for consideration, §§ 4.7–4.9

recognition for point of order may be granted without waiting for time to be yielded, § 4.24

recommit, motion to, point of order against must be made immediately after the motion is read and before debate, § 4.25

supermajority voting, point of order relating to requirement for, in order when question put on final passage, § 5.27

voting by supermajority, point of order based on, in order when the question is put on final passage, § 5.27

Timing of points of order (see also Amendments, timing of points of order against)—Cont.

where bill open to amendment at any point, points of order to be resolved before amendments admitted, §§5.3, 5.5–5.8

yielding of time not required for recognition to make a point of order, §4.24

Unfunded Mandates Act, point of order arising under, resolved by voting on consideration, §1.57**Vacating point of order proceedings, §9.19****Waiving points of order (see also Waiving points of order in a special rule)**

amendments not covered by waiver for bill, §9.9–9.13

appropriations bill, section of protected by unanimous-consent request, §9.5

appropriations bill, waiver of points of order against, not protecting amendments to, §9.11

bills, where points of order waived, protection for amendments, not provided, §§9.9–9.11

bills protected as amendment to another bill, where points of order waived against, no protection to individual portions of the bill if offered separately, §9.14

committee amendments, where points of order not waived against, committee amendments treated as other amendments, §9.12

committee substitute, where points of order against are waived, protection does not apply to amendments to substitute, §9.13

construing scope, Chair may look to debate in Committee of the Whole in, §9.8

Waiving points of order (see also Waiving points of order in a special rule)—Cont.

failure to raise a timely point of order against a motion, the motion represents the will of the House until it orders otherwise, §9.15

germaneness of a perfecting amendment, by unanimous consent, §9.6

Rules Committee may waive in special rule, against portion of bill language, §9.1

scope of waiver, §§9.3, 9.4

statutory rule, waived by motion to suspend the rules, §9.2

suspension of the rules waives statutory rules, §9.2

timing of resolution, after consideration and reading for amendment has begun, not too late, §9.7

unanimous-consent requests, §§9.3–9.6

where waiver by failure to raise point of order leaves uncertain situation, the Chair may use his discretion to clarify the situation and let proceedings continue, §9.16

where waiver not issued and point of order made, House may vacate proceeding under point of order, §9.19

Waiving points of order in a special rule

amendment, where protected by rule, the rule protects that amendment as modified by a subsequent amendment, §10.5

amendments if offered by a particular Member protected, §10.14

appropriations, legislative provisions, some protected, some left vulnerable, §10.7

appropriations bill, rule waiving multiple points of order and providing for altered procedure for consideration of amendments, §10.16

Waiving points of order in a special rule—Cont.

appropriations provision, portions of protected from prohibition on legislation and unauthorized appropriations, §§ 10.9, 10.11

Budget Act provisions, violations of waived notwithstanding, § 10.6

Budget Committee policy on waivers of Congressional Budget Act points of order, § 10.4

Chair does not rule on whether a point of order would lie against a provision where it has been waived, § 10.17

classes of amendments protected, § 10.14

Congressional Budget Act, points of order arising under, avoided by special rule making in order an unreported measure, § 10.23

Congressional Budget Act, points of order arising under, Budget Committee policy regarding, § 10.4

Congressional Budget Act, points of order arising under, regarding statement of estimated costs, not applicable to special rule “self-executing” new budget authority, §§ 10.21, 10.22

consideration, rules designed to govern, waived by rule providing that something be considered to pass by virtue of the adoption of the rule, § 10.19

consideration, rules designed to prohibit, waived by making consideration in order notwithstanding such rules, § 10.6

debate, mischaracterization of rule not to affect actual implementation of waivers, § 10.18

Waiving points of order in a special rule—Cont.

germaneness, rule altering ordinary test of germaneness, §§ 10.8, 10.10

“hereby” resolutions waiving point of order, § 10.19

Member, amendments offered by particular, protected, § 10.14

points of order against the rule, not to lie unless prohibited under rule-making authority, § 10.12

Rules Committee, waivers against certain language but not all provisions in bill, § 9.1

Rules Committee policy on waivers, § 10.3

“self-executing” agreement to a Senate amendment precludes points of order against the amendment, § 10.20

Senate amendments, rules affecting points of order relating to, §§ 10.19, 10.20

statutory rules providing points of order, §§ 10.1, 10.2

where point of order under one rule waived, point of order may still lie under another rule, § 10.13

where waivers based on report accompanying rule, report not required to be printed before consideration of resolution, § 10.15

Words used in debate, not subject to point of order, demand that words be taken down proper remedy, § 1.50**Yielding**

point of order may be made without, by Member controlling time, § 11.1