

H. Res. __
ADOPTING THE RULES FOR THE 119TH CONGRESS

SECTION-BY-SECTION ANALYSIS

Section 1. Adoption of the Rules of the One Hundred Eighteenth Congress.

This section provides that the Rules of the 118th Congress are the Rules of the 119th Congress, except for the amendments contained in section 2 of the resolution and orders contained in the resolution.

Section 2. Changes to the Standing Rules.

Resolution Causing a Vacancy in the Office of Speaker. Subsection (a) provides that a resolution causing a vacancy in the Office of Speaker shall not constitute a question of the privileges of the House under rule IX unless it is offered by a member of the majority party and has accumulated eight cosponsors of the majority party at the time it is offered.

Committee Electronic Voting. Subsection (b) allows committees to adopt a rule or motion permitting the use of electronic voting.

Clarification of Role of the Chief Administrative Officer. Subsection (c) clarifies that the Chief Administrative Officer shall assist the Clerk in supervising the staff and managing an office in the event a Congressional office becomes vacant.

Designating Committee on Oversight and Government Reform. Subsection (d) redesignates the Committee on Oversight and Accountability as the Committee on Oversight and Government Reform.

Designating Committee on Education and Workforce. Subsection (e) redesignates the Committee on Education and the Workforce as the Committee on Education and Workforce.

Striking Office of Diversity and Inclusion. Subsection (f) conforms the Rules to reflect the reorganization of the Office of Diversity and Inclusion.

Codification of Long-Standing Separate Orders. Memorials Submitted Pursuant to Article V of the Constitution of the United States. Subsection (g)(1) carries forward provisions that clarify the procedures of the House regarding the receipt of Article V memorials from the States by directing the Clerk to make each memorial, designated by the chair of the Committee on the Judiciary, electronically available, organized by State of origin and year of receipt, and indicate whether the memorial was designated as an application or rescission.

In carrying out this paragraph, it is expected that the chair of the Committee on the Judiciary will be solely charged with determining whether a memorial purports to be an application of the legislature of a state calling for a constitutional convention or rescission of prior applications. The Clerk's role will be entirely administrative. The chair of the Committee on the Judiciary will only designate memorials from state legislatures (and not petitions from individuals or other parties), as it is only state legislatures that are contemplated under Article V of the Constitution.

In submitting each memorial to the Clerk, the chair of the Committee on the Judiciary will include a transmission letter that indicates it has been designated under this subsection. The Clerk will make publicly available the memorial and the transmission letter from the chair. Ancillary documentation from the state or other parties is not expected to be publicized.

Numbering of Bills. Subsection (g)(2) reserves the first 10 numbers for bills (H.R. 1 through H.R. 10) for assignment by the Speaker and the second 10 numbers for bills (H.R. 11 through H.R. 20) for assignment by the Minority Leader.

District Work Periods. Subsection (g)(3) provides that during district work periods the Journal shall be approved, the Chair may declare the House adjourned to meet within Constitutional limits, the Speaker may appoint Members to perform the duties of the Chair, and, each day during this period shall not constitute a day for purposes of section 7 of the War Powers Resolution, clause 7 of rule XIII (resolutions of inquiry), clause 7(c)(1) of rule XXII (motions to instruct conferees), and clause 7 of XV (Consensus Calendar).

In carrying out this paragraph, it is expected that the designation of a district work period will be satisfied by a letter submitted by the Speaker that is laid before the House.

Technical Corrections. Subsection (h) makes technical corrections to interim committee funding language in clause 7(b) of rule X and to language regarding timelines in clause 6(d) of rule XIII for privileged reports by the Committee on Rules.

Section 3. Separate Orders.

Holman Rule. Subsection (a) continues the "Holman Rule" from the 118th Congress which allows amendments to appropriations legislation that would reduce the salary of specific Federal employees or cut a specific program.

Spending Reduction Amendments in Appropriations Bills. Subsection (b) provides for spending reduction account transfer amendments and requires a spending reduction account section to be included in all general appropriations bills.

Budget Matters. Subsection (c)(1) establishes a point of order against consideration of a bill or joint resolution reported by a committee (other than the Committee on Appropriations) or an amendment thereto, or a conference report thereon, which has the net effect of increasing direct spending in excess of \$2,500,000,000 for any of the four consecutive 10 fiscal year periods beginning with the first fiscal year that is 10 fiscal years after the current fiscal year. The levels of net increases in direct spending shall be determined based on estimates provided by the chair of the Committee on the Budget.

Subsection (c)(2) provides that any provision in a bill, joint resolution, amendment, or conference report requiring or authorizing a conveyance of Federal land to a State, local government, or tribal entity, shall not be considered as providing new budget authority, decreasing revenues, increasing mandatory spending, or increasing outlays.

Subsection (c)(3) requires the Congressional Budget Office on any legislation that shows changes in mandatory spending which cause a gross budgetary effect in any fiscal year covered by the budget resolution that is equal to or greater than 0.25 percent of the projected GDP for the current fiscal year, to the extent practicable, to provide an estimate of the inflationary impacts of that legislation. This subsection also allows the chair of the Committee on the Budget to designate major legislation for purposes of this order.

Subsection (c)(4) requires the Congressional Budget Office on any legislation impacting either the Medicare Part A trust fund or OASDI trust fund that causes a gross budgetary effect in any fiscal year covered by the budget resolution that is equal to or greater than 0.25 percent of the projected GDP for the current fiscal year, to the extent practicable, to display: (1) the impact of legislation on the Medicare Part A trust fund's unfunded liabilities over a 25-year projection, solvency projections, and the net present value of those liabilities; and (2) the impact on the OASDI trust fund's unfunded liabilities over a 75-year projection, solvency projections, and the net present value of those liabilities. This subsection also allows the chair of the Committee on the Budget to designate major legislation for purposes of this order.

Congressional Member Organization Transparency Reform. Subsection (d) continues the separate order from the 118th Congress to allow participating Members to enter into agreements with eligible Congressional Member Organizations for the purpose of payment of salaries and expenses. The subsection requires that for an organization to be eligible during the 119th Congress, the organization must register with the Committee on House Administration, designate a single Member to be responsible for the administration of the organization, have at least three employees assigned to perform work for the organization, and had at least 30 Members during the 118th Congress using a portion of their Members'

Representational Allowance to pay for the salaries and expenses of the organization.

Determination with Respect to Placement of Measure on Consensus Calendar. Subsection (e) directs the Majority Leader to submit a statement to the Congressional Record if a measure does not comply with his legislative protocols within two legislative days of a measure being placed on the Consensus Calendar.

Further Expenses for Resolving Contested Elections. Subsection (f) authorizes such sums as may be necessary for the Committee on House Administration to resolve contested elections. Funds shall be available for expenses incurred between January 3, 2025, and January 3, 2026. Amounts made available under this subsection shall be expended in accordance with regulations prescribed by the Committee on House Administration.

Question of Consideration for Germaneness. Subsection (g) continues a question of consideration on a special rule that waives germaneness for an amendment. The question of consideration is debatable for 20 minutes and is not subject to any intervening motion except one motion to adjourn.

Restoring Legislative Branch Accountability. Subsection (h) states regulations adopted pursuant to House Resolution 1096, 117th Congress will have no force or effect in the 119th Congress.

Remote Appearance of Witnesses. Subsection (i) provides limited authorization to a chair of a committee to allow witnesses to appear remotely at committee and subcommittee proceedings in accordance with regulations issued by the chair of the Committee on Rules and printed in the Congressional Record. This subsection does not apply to witnesses representing the executive branch of the United States government.

Addressing the Use of Artificial Intelligence. Subsection (j) instructs the Committee on House Administration, the Clerk, the Chief Administrative Officer, and other officers and officials to continue to integrate artificial intelligence (AI) technologies into the operations and functions of the House in the 119th Congress. These efforts shall integrate principles from House Information Technology Policy 8 AI, explore the use of AI to streamline administrative processes, and continue to advance AI-driven tools to support legislative drafting, analysis, and oversight.

Broadening Availability and Utility of Legislative Documents in Machine-Readable Formats. Subsection (k) directs the Committee on House Administration, the Clerk, the Chief Administrative Officer, and other officers and officials to advance government transparency by continuing efforts to publish

documents of the House in machine-readable formats and broaden their utility by enabling all House staff to create comparative prints.

Improving the Committee Electronic Document Repository. Subsection (l) directs the Clerk, the Committee on House Administration, and other officers and officials to continue to improve the existing electronic document repository operated by the Clerk for use by committees. Such improvements are intended to increase public availability and identification of legislative information produced by House committees, including votes, amendments, and witness disclosure forms and should also streamline the process of cross-posting documents simultaneously by the Committee on Rules.

Exercise Facilities for Former Members. Subsection (m) continues the prohibition on access to any exercise facility that is made available exclusively to Members, Delegates, the Resident Commissioner, former Members, former Delegates, former Resident Commissioners, officers, and former officers of the House and their spouses to any former Member, former Delegate, former Resident Commissioner, former officer, or spouse who is a lobbyist registered under the Lobbying Disclosure Act of 1995 or any successor statute, or who is an agent of a foreign principal as defined in clause 5 of rule XXV.

Displaying Statement of Rights and Protections Provided to House Employees. Subsection (n) continues a requirement that the Committee on House Administration issue regulations requiring each House office to prominently display a statement of the rights and protections provided to House employees under the Congressional Accountability Act of 1995, including procedures available to employees for responding to and adjudicating allegations of workplace rights violations.

Non-Disclosure Agreements. Subsection (o) continues a requirement providing that non-disclosure agreements required by offices as a condition of employment for paid or unpaid staff or contractors cannot require notice or approval for employees to communicate with the Committee on Ethics, the Office of Congressional Workplace Rights, or any other office or entity designated by the Committee on House Administration; and that non-disclosure agreements must also provide clear guidance to that effect.

Requiring Members to Pay for Discrimination Settlements. Subsection (p) continues a requirement for a Member, Delegate, or the Resident Commissioner to reimburse the Treasury for any settlement of a complaint related to a claim alleging a violation by the Member, Delegate, or the Resident Commissioner of sections 201(a), 206(a), or 208 of the Congressional Accountability Act of 1995, which cover discrimination based on race, color, religion, sex, national origin, age,

disability, or an employee's service in the uniformed services, and retaliation for claims alleging such discrimination.

Mandatory Anti-Harassment and Anti-Discrimination Policies for House Offices. Subsection (q) continues a requirement that the Committee on House Administration issue regulations to carry out this subsection by April 1, 2025. Additionally, each House office is directed to adopt an anti-harassment and anti-discrimination policy.

Member Day Hearing Requirement. Subsection (r) continues the Member Day hearing requirement to only occur at the full committee level. Each standing committee (other than the Committee on Ethics) must hold a Member Day Hearing during the first session of the 119th Congress to receive testimony from Members, Delegates, and the Resident Commissioner on proposed legislation within its jurisdiction. The subsection permits the Committee on Rules to hold its Member Day Hearing during the second session to receive testimony on proposed changes to the standing rules for the next Congress.

Information to Committees of Congress on Request. Subsection (s) requires that the chair of the Committee on Oversight and Government Reform be included as one of the seven members of the Committee making any request of an Executive agency pursuant to section 2954 of title 5, United States Code.

Deposition Authority. Subsection (t) provides the Permanent Select Committee on Intelligence and each standing committee of the 119th Congress (except for the Committee on Rules) the authority to order the taking of a deposition by a member or counsel of such committee and limits persons who can attend depositions to members, committee staff, an official reporter, the witness, and up to two, personal, nongovernmental attorneys. Depositions taken under this authority are subject to regulations issued by the chair of the Committee on Rules and printed in the Congressional Record.

War Powers Resolution. Subsection (u) continues the separate order from the 118th Congress expressly providing that any motion to discharge a measure introduced pursuant to section 6 or section 7 of the War Powers Resolution is not subject to a motion to table.

Continuing Litigation Authorities. Subsection (v) addresses continuing subpoena enforcement in which a House committee is a party. Paragraph (1) authorizes the chair of the Committee on the Judiciary (when elected) to issue the following subpoenas on behalf of the Committee on the Judiciary:

- To Attorney General Merrick Garland related to the Special Counsel's audio recordings of interviews with President Biden and his ghostwriter Mark Zwonitzer;

- To Mark Daly of the Department of Justice for a deposition related to the Department of Justice’s investigation into Hunter Biden; and,
- To Jack Morgan of the Department of Justice for a deposition related to the Department of Justice’s investigation into Hunter Biden.

Paragraph (2) authorizes the chair of the Committee on the Judiciary (when elected), on behalf of the Committee on the Judiciary, and the Office of General Counsel to take all necessary steps as may be appropriate to continue the civil actions authorized by the House during the One Hundred Eighteenth Congress concerning the enforcement of the above subpoenas.

Section 4. Committees, Commissions, and House Offices.

Select Committee on the Strategic Competition Between the United States and the Chinese Communist Party. Subsection (a) continues the Select Committee as in the 118th Congress with the purpose of investigating and submitting policy recommendations to counter the Chinese Communist Party’s economic, technological, security, and ideological threats and with updated deadlines for policy recommendations and reports (December 31, 2026).

House Democracy Partnership. Subsection (b) reauthorizes the House Democracy Partnership.

Tom Lantos Human Rights Commission. Subsection (c) reauthorizes the Tom Lantos Human Rights Commission.

Office of Congressional Conduct. Subsection (d) reauthorizes the Office of Congressional Ethics as in the 118th Congress with the following changes:

- Renames the Office of Congressional Ethics as the Office of Congressional Conduct.
- Requires a vote on the appointment and compensation of staff to occur not later than 30 calendar days after the board has been fully constituted.

Section 5. Orders of Business

Subsection (a) provides for the separate consideration of 12 bills under a closed rule with one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader or their respective designees and one motion to recommit.

Subsection (b) provides the list of bills referred to in subsection (a), which include:

- A bill to amend the Education Amendments of 1972 to provide that for purposes of determining compliance with title IX of such Act in athletics,

sex shall be recognized based solely on a person's reproductive biology and genetics at birth.

- A bill to require the Secretary of Homeland Security to take into custody aliens who have been charged in the United States with theft, and for other purposes.
- A bill to amend the Immigration and Nationality Act to provide that aliens who have been convicted of or who have committed sex offenses or domestic violence are inadmissible and deportable.
- A bill to make the assault of a law enforcement officer a deportable offense, and for other purposes.
- A bill to provide that sanctuary jurisdictions that provide benefits to aliens who are present in the United States without lawful status under the immigration laws are ineligible for Federal funds intended to benefit such aliens.
- A bill to impose criminal and immigration penalties for intentionally fleeing a pursuing Federal officer while operating a motor vehicle.
- A bill to amend title 18, United States Code, to prohibit a health care practitioner from failing to exercise the proper degree of care in the case of a child who survives an abortion or attempted abortion.
- A bill to impose sanctions with respect to the International Criminal Court engaged in any effort to investigate, arrest, detain, or prosecute any protected person of the United States and its allies.
- A bill to amend the Internal Revenue Code of 1986 to provide special rules for the taxation of certain residents of Taiwan with income from sources within the United States.
- A bill to amend the National Voter Registration Act of 1993 to require proof of United States citizenship to register an individual to vote in elections for Federal office, and for other purposes.
- A bill to amend the Controlled Substances Act with respect to the scheduling of fentanyl-related substances, and for other purposes.
- A bill to prohibit a moratorium on the use of hydraulic fracturing.