

Committee on Oversight and Government Reform

Markup Summary – March 8-10, 2017

Convened: 10:02 a.m. Wednesday, March 8, 2017

Adjourned: 9:47 a.m. Friday, March 10, 2017

Recesses: 1:46 – 5:48 p.m. March 8, 2017; 7:54 p.m. March 8 – 9:02 a.m. March 10, 2017

Members in Attendance: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Hurd, Palmer, Comer, Mitchell, Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

H.R. 1293 (Ross), To amend title 5, United States Code, to require that the Office of Personnel Management submit an annual report to Congress relating to the use of official time by Federal employees

- 1) Mr. Cummings offered an amendment that adds a reporting requirement to the list of reporting requirements in the underlying bill. Requires reporting on official time used to work on behalf of non-union members. The amendment was agreed to by a voice vote.

The bill was favorably reported to the House, as amended, by a voice vote.

H.R. 653 (Cummings), Federal Intern Protection Act of 2017

The bill was favorably reported to the House by a voice vote.

H. Res. 38 (Chaffetz), Expressing the sense of the House of Representatives that offices attached to the seat of Government should not be required to exercise their offices in the District of Columbia

- 1) Mr. Blum offered an amendment that changes the word “should” to “may” with regard to agencies relocating to clarify that agency relocation should be based on case-by-case determinations. Inserts the requirement that agencies conduct an analysis of the costs associated with relocating outside of the District. The amendment was agreed to by a voice vote.
- 2) Ms. Norton offered an amendment that requires federal agencies to conduct a 30-year cost analysis and relocate only if the cost is net neutral and then only to property already owned by the federal government. The amendment was defeated by a voice vote.

The bill was favorably reported to the House, as amended, by a recorded vote of 21 Ayes to 19 Noes.

Voting Aye: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Meadows, DeSantis, Ross, Walker, Blum, Hice, Grothman, Palmer, Comer, and Mitchell.

Voting No: Russell, Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

H.R. 680 (Meadows), Eliminating Pornography from Agencies Act

The bill was favorably reported to the House by a voice vote.

H.R. 1364 (Hice), Official Time Reform Act of 2017

- 1) Ms. Foxx offered an amendment that prevents employees engaged in 80% or more official time from getting bonuses. The amendment was agreed to by a recorded vote of 18 Ayes to 11 Noes.

Voting Aye: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Hice, Russell, Comer, and Mitchell.

Voting No: Cummings, Maloney, Norton, Clay, Lynch, Watson Coleman, Plaskett, Krishnamoorthi, Welch, Cartwright, and Sarbanes.

- 2) Mr. Connolly offered an amendment that exempts the use of official time by whistleblowers. The amendment was defeated by a recorded vote of 12 Ayes to 21 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Watson Coleman, Plaskett, Krishnamoorthi, Raskin, Welch, Cartwright, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 3) Mr. Krishnamoorthi offered an amendment that exempts the use of official time by national security whistleblowers. The amendment was defeated by a vote of 15 Ayes to 21 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Watson Coleman, Plaskett, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 4) Ms. Kelly offered an amendment that exempts the use of official time addressing conflicts of interests. The amendment was defeated by a vote of 15 Ayes to 21 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Watson Coleman, Plaskett, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 5) Mr. Lynch offered an amendment that exempts categories from benefit reductions in the underlying bill. The amendment was defeated by a vote of 17 Ayes to 21 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 6) Mr. Raskin offered an amendment that exempts the use of official time addressing conflicts of interests. The amendment was defeated by a vote of 17 Ayes to 21 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 7) Ms. Plaskett offered an amendment that exempts official time spent fighting sexual harassment. The amendment was defeated by a vote of 17 Ayes to 22 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 8) Ms. Lawrence offered an amendment that provides exceptions to the underlying bill regarding discrimination. The amendment was defeated by a vote of 17 Ayes to 22 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 9) Ms. Norton (for Mr. Cummings) offered an amendment that exempts employees representing non-union members in grievances. The amendment was defeated by a recorded vote of 17 Ayes to 23 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

The bill was reported favorably to the House, as amended, by a recorded vote of 23 Ayes to 17 Noes.

Voting Aye: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

Voting No: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

H.R. 1387 (Chaffetz), SOAR Reauthorization Act

- 1) Mr. Connolly offered an amendment that would require the use of the strongest possible research design for determining the effectiveness of the opportunity scholarship program. The amendment was defeated by a vote of 17 Ayes to 23 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 2) Ms. Watson Coleman offered an amendment that would insert sexual orientation and gender identity into the list of protected classes under the SOAR Act. The amendment was defeated by a vote of 17 Ayes to 22 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

- 3) Mr. DeSaulnier offered an amendment that would require protection of students and applicants under civil rights laws. The amendment was defeated by a vote of 18 Ayes to 23 Noes.

Voting Aye: Cummings, Maloney, Norton, Clay, Lynch, Cooper, Connolly, Kelly, Lawrence, Watson Coleman, Plaskett, Demings, Krishnamoorthi, Raskin, Welch, Cartwright, DeSaulnier, and Sarbanes.

Voting No: Chaffetz, Duncan, Issa, Jordan, Sanford, Amash, Gosar, DesJarlais, Gowdy, Farenthold, Foxx, Massie, Meadows, DeSantis, Ross, Walker, Blum, Hice, Russell, Grothman, Palmer, Comer, and Mitchell.

The bill was reported favorably to the House by a voice vote.

Items entered into the record by unanimous consent by Mr. Chaffetz:

March 2017 letter from Friends of Choice in Urban Schools

March 2017 letter from DC Council Members

December 2016 letter from Friends of Choice in Urban Schools

September 2016 Washington Post article

April 2016 letter from the American Federation for Children

April 2016 letter from the National coalition for Parental Choice

April 2016 letter from the U.S. Chamber of Commerce

April 2016 letter from Americans for Prosperity

April 2016 letter from the Family Research Council

April 2016 joint letter from the Committee on Catholic Education of the U.S. Conference of Catholic Bishops and the Archdiocese of Washington

April 2016 statement from the Thurgood Marshall College Fund

April 2016 and March 2016 letters from the DC Catholic Conference

March 2016 Washington Post editorial

March 2016 letter from DC Mayor Bowser and various DC Council members

December 2015 letter from DC Mayor Bowser and DC Council Chairman Mendelson

October 2015 USA Today article

July 2013 Washington Post article

February 2011 letter from DC Council Members

June 2009 letter from DC Council Members