

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 347) TO REQUIRE THE EXECUTIVE OFFICE OF THE PRESIDENT TO PROVIDE AN INFLATION ESTIMATE WITH RESPECT TO EXECUTIVE ORDERS WITH A SIGNIFICANT EFFECT ON THE ANNUAL GROSS BUDGET, AND FOR OTHER PURPOSES, AND PROVIDING FOR CONSIDERATION OF THE JOINT RESOLUTION (H.J. RES. 30) PROVIDING FOR CONGRESSIONAL DISAPPROVAL UNDER CHAPTER 8 OF TITLE 5, UNITED STATES CODE, OF THE RULE SUBMITTED BY THE DEPARTMENT OF LABOR RELATING TO “PRUDENCE AND LOYALTY IN SELECTING PLAN INVESTMENTS AND EXERCISING SHAREHOLDER RIGHTS”.

February 27, 2023.—Referred to the House Calendar and ordered to be printed.

MR. BURGESS, from the Committee on Rules, submitted the following

R E P O R T

[To accompany H. Res. ___]

The Committee on Rules, having had under consideration House Resolution ___, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 347, the Reduce Exacerbated Inflation Negatively Impacting the Nation Act, under a structured rule. The resolution waives all points of order against consideration of H.R. 347. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Accountability or their respective designees. The resolution provides that H.R. 347 shall be considered as read. The resolution waives all points of order against provisions in H.R. 347. The resolution further makes in order only those amendments printed in this report. Each such amendment may be offered

only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, 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. All points of order against the amendments are waived. The resolution provides one motion to recommit. The resolution further provides for consideration of H.J. Res. 30, providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of Labor relating to "Prudence and Loyalty in Selecting Plan Investments and Exercising Shareholder Rights" under a closed rule. The resolution waives all points of order against consideration of the joint resolution. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Education and the Workforce or their respective designees. The resolution provides that the joint resolution shall be considered as read. The resolution waives all points of order against provisions in the joint resolution. The resolution provides one motion to recommit.

EXPLANATION OF WAIVERS

Although the resolution waives all points of order against consideration of H.R. 347, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.R. 347, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against consideration of H.J. Res. 30, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.J. Res. 30, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

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. 14

Motion by Mr. McGovern to amend the rule to make in order amendment #36 to H.R. 347, offered by Representative Strickland, which would revise Sec. 2(d)(2) to specifically exempt executive orders that increase military basic pay. Defeated: 3–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess.....	Nay	Mr. McGovern.....	Yea
Mr. Reschenthaler.....	Nay	Ms. Scanlon.....	Yea
Mrs. Fischbach.....	Nay	Mr. Neguse.....	
Mr. Massie.....	Nay	Ms. Leger Fernández.....	Yea
Mr. Norman.....	Nay		
Mr. Roy.....	Nay		
Mrs. Houchin.....	Nay		
Mr. Langworthy.....	Nay		
Mr. Cole, Chairman.....	Nay		

Rules Committee Record Vote No. 15

Motion by Ms. Leger Fernández to amend the rule to make in order amendment #44 to H.R. 347, offered by Representative Leger Fernández, which clarifies the definition of Indian Tribe and clarifies that Tribal governments are separate from State governments. Defeated: 4–9

Majority Members	Vote	Minority Members	Vote
Mr. Burgess.....	Nay	Mr. McGovern.....	Yea
Mr. Reschenthaler.....	Nay	Ms. Scanlon.....	Yea
Mrs. Fischbach.....	Nay	Mr. Neguse.....	Yea
Mr. Massie.....	Nay	Ms. Leger Fernández.....	Yea
Mr. Norman.....	Nay		
Mr. Roy.....	Nay		
Mrs. Houchin.....	Nay		
Mr. Langworthy.....	Nay		
Mr. Cole, Chairman.....	Nay		

Rules Committee Record Vote No. 16

Motion by Mr. Burgess to report the rule. Adopted: 9–4

Majority Members	Vote	Minority Members	Vote
Mr. Burgess.....	Yea	Mr. McGovern.....	Nay
Mr. Resenthaler.....	Yea	Ms. Scanlon.....	Nay
Mrs. Fischbach.....	Yea	Mr. Neguse.....	Nay
Mr. Massie.....	Yea	Ms. Leger Fernández.....	Nay
Mr. Norman.....	Yea		
Mr. Roy.....	Yea		
Mrs. Houchin.....	Yea		
Mr. Langworthy.....	Yea		
Mr. Cole, Chairman.....	Yea		

SUMMARY OF THE AMENDMENTS TO H.R. 347 MADE IN ORDER

1. Bost (IL), Molinaro (NY): Requires that the inflationary report take into account the spending patterns of military personnel, rural areas, and farm households. (10 minutes)
2. Comer (KY): Adds the House Committee on Oversight and Accountability and the Senate Committee on Homeland Security and Governmental Affairs as report recipients; and adds "economic" effect to the definition of "major executive order". (10 minutes)
3. Boebert (CO): Requires the inflation estimate to be made publicly available by publishing on the OMB website. (10 minutes)
4. Cloud (TX): Amends the bill to direct OMB and CEA to incorporate the inflationary impact of the debt servicing costs. (10 minutes)
5. Jackson Lee (TX): Restricts the bill to only cover Executive Orders as listed in Sec.2 (d)(2)(A) (emergency assistance) and (B) (national security or treaties). (10 minutes)
6. Jackson Lee (TX): Inserts into Sec. 2 (a) line 10 "or" after "inflations and Strikes Sec.(a) lines 11-14. To clarify and make consistent with economic policy on inflationary impacts and effects. (10 minutes)
7. Jackson Lee (TX): Adds at the end of section 2(d) the definition to "significant impact" in Sec.2 (a). "The term "significant impact on inflation" means an Executive order was estimated to increase or decrease Consumer Price Index inflation by at least 1% percentage point over the course of a year." (10 minutes)
8. Jackson Lee (TX): Adds at the end of section 2(d), (4) "The term "quantifiable inflationary impact" means an Executive order was estimated to increase or decrease Consumer Price Index inflation by at least 1% percentage point over the course of a year." (10 minutes)
9. Lee (NV): Clarifies that nothing in this bill suggests that combatting inflation and bringing down the cost of living is the executive branch's responsibility alone, and not also a key pursuit of the House of Representatives through thoughtful, productive legislative action. (10 minutes)
10. Ogles (TN): Requires the Executive Office of the President (EOP) to estimate whether a major Executive order has a quantifiable inflationary impact on the Producer Price Index (as well as the Consumer Price Index). (10 minutes)
11. Omar (MN): Requires supplementary Genuine Progress Indicator (GPI) factors be considered and evaluated when assessing applicable major executive orders (10 minutes)
12. Perry (PA), Brecheen (OK): Applies the bill's requirements to all "major Executive Orders" which cause an annual gross budgetary effect of at least \$1 million. (10 minutes)
13. Perry (PA): Requires a detailed description of any impact on the consumer price index. (10 minutes)
14. Roy (TX): Strikes exceptions to the mandatory inflation forecasting requirement. (10 minutes)

15. Yakym (IN): Requires the statement estimating inflationary effects to break down the type of inflation to the CPI's major categories of Food, Energy, and All Items Less Food and Energy. (10 minutes)

TEXT OF AMENDMENTS TO H.R. 347 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOST OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 14, after the period insert the following: "To the greatest extent practicable, any estimate of the inflationary impact of any major Executive order under this section shall take into account the spending patterns of military personnel and of residents of non-metropolitan areas, including rural areas and farm households."

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE COMER
OF KENTUCKY OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 25, after “House of Representatives”, insert “, the
Committee on Homeland Security and Governmental Affairs of the Senate,
and the Committee on Oversight and Accountability of the House of
Representatives”.

Page 3, line 10, after “budgetary”, insert “or economic”.

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3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOEBERT OF COLORADO OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 24, after “shall”, insert the following: “publish on the public website of the Office of Management and Budget and ”

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CLOUD
OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 14, insert after the period the following: "Any statement prepared under this subsection shall incorporate the inflationary impact of the debt servicing costs associated with the applicable major Executive order."

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 3, beginning on line 11, strike “but does not include any such measure that” and insert “but only if such measure”.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR
10 MINUTES

Page 2, line 10, strike “inflation,” and insert “inflation or”.

Page 2, beginning on line 11, strike the comma and all that follows
through “prepared” on line 14.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 2(d), add the following:

(4) SIGNIFICANT IMPACT.—The term “significant impact” means, with respect to a major Executive order, that such order is estimated to increase or decrease Consumer Price Index inflation by at least 1 percentage point over the course of a year.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JACKSON LEE OF TEXAS OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of section 2(d), add the following:

(4) **QUANTIFIABLE INFLATIONARY IMPACT.**—The term “quantifiable inflationary impact” means, with respect to a major Executive order, that such order is estimated to increase or decrease Consumer Price Index inflation by at least 1 percentage point over the course of a year.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEE OF NEVADA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 3, after line 2, add the following:

(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to suggest that the task of combating inflation and bringing down the cost of living is the sole responsibility of the Executive Office of the President, and not also a key pursuit of the United States House of Representatives during the 118th Congress through thoughtful, productive legislative action.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE OGLES
OF TENNESSEE OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

Page 2, line 11, after "consumer" insert "or producer".

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE OMAR OF MINNESOTA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 14, after the period, insert the following: “In estimating the inflationary effects of any major Executive order under this subsection, the President, Director, and Chair shall consider the factors described in subsection (d).”.

Page 3, after line 2, insert the following:

(d) FACTORS.—The factors described in this subsection are the following:

(1) BENEFITS.—With respect to benefits provided by the applicable major Executive order, the total annual economic value of—

(A) personal consumption expenditures, net of investments, and defensive spending;

(B) the purchase of consumer durables and other household durables used for home improvement, including appliances, vehicles, and solar panels;

(C) publicly provided goods and services;

(D) higher education;

(E) job skills that are essential to an economy that—

(i) is self-sufficient; and

(ii) addresses ecological scarcities and directs resources to sustainable development without degrading the environment;

(F) time spent toward leisure activities;

(G) unpaid labor, including—

(i) parenting;

(ii) volunteering; and

(iii) time spent on household duties;

(H) infrastructure, including—

(i) transportation systems;

(ii) communication networks; and

(iii) sewage, water, and electric systems; and

(I) ecosystem services with respect to protected natural areas, including—

(i) flood control;

(ii) water purification;

(iii) pollination of crops;

(iv) control of pests and invasive species;

(v) outdoor recreation;

(vi) hunting and fishing;

(vii) harvesting of plants for medicinal and edible purposes;

(viii) carbon sequestration; and

(ix) maintenance of biological and genetic diversity.

(2) COSTS.—With respect to costs of the applicable major Executive order, the total annual economic costs of—

(A) income inequality based on household expenditures;

(B) underemployment and unemployment;

(C) homelessness;

(D) domestic abuse;

(E) violent, property, white-collar, and organized crime;

(F) water, air, and noise pollution at the household and national level;

(G) the loss of farmland and productive soils, including soil quality degradation;

(H) the loss of natural wetlands, primary forest area, and other at-risk ecosystems;

(I) high amounts of carbon dioxide and other greenhouse gas emissions;

(J) the depletion of the ozone layer;

(K) the depletion of nonrenewable sources of energy;

(L) lost leisure time due to traffic congestion; and

(M) accidents involving motor vehicles.

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY
OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

Page 3, line 11, strike "\$1,000,000,000" and insert "\$1,000,000".

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE PERRY
OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

Page 2, line 11, after “index”, insert the following: “(including a detailed description of such impact)”.

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14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROY OF
TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 3, beginning on line 11, strike “, but” and all that follows through
“Tribe” on line 24.

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE YAKYM
OF INDIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 2, line 3, strike “For” and insert the following:

(1) IN GENERAL.—For

Page 2, after line 14, insert the following:

(2) CPI IMPACT DISAGGREGATED.—If an Executive order is determined to have a quantifiable inflationary impact on the consumer price index under subsection (a), the statement required by such subsection shall include the amount of such impact on the consumer price index in total and disaggregated by the Food, Energy, and All Items Less Food and Energy categories of the consumer price index (as such categories are determined by the Secretary of Labor in consultation with the Commissioner of the Bureau of Labor Statistics).