

PROVIDING FOR CONSIDERATION OF H.R. 5120, TREASURY
AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2003

JULY 17, 2002.—Referred to the House Calendar and ordered to be printed

Mr. LINDER, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 488]

The Committee on Rules, having had under consideration House Resolution 488, by a record vote of 9 to 1, 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. 5120, the Treasury and General Government Appropriations Act, 2003, 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 waives points of order against provisions in the bill for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill), except as specified in the resolution.

The rule provides that the bill shall be considered for amendment by paragraph.

The rule provides that the amendment printed in this report may be offered only at the appropriate point in the reading of the bill, shall be considered as read, and shall not be subject to amendment. The rule provides that the Chairman of the Committee of the Whole shall accord priority in recognition to Representative Goss of Florida or his designee to offer the amendment printed in this report. The rule waives all points of order against the amendment printed in this report.

The rule allows the Chairman of the Committee of the Whole to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. Finally, the rule provides one motion to recommit with or without instructions.

The waiver of all points of order against consideration of the bill includes a waiver of clause 4(c) of rule XIII (requiring the three-day availability of printed hearings on a general appropriation bill). The waiver of clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in an appropriations bill) is needed because there are numerous legislative provisions included in the bill.

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. 159

Date: July 17, 2002.

Measure: H.R. 5120.

Motion By: Mr. McGovern.

Summary of Motion: To provide the appropriate waiver for Section 646 of the Act.

Results: Defeated 1 to 9.

Vote by Member:

GOSS	NAY
LINDER	NAY
PRYCE	NAY
DIAZ-BALART	NAY
HASTINGS (WA)	NAY
MYRICK	NAY
SESSIONS	NAY
REYNOLDS	NAY
FROST	
SLAUGHTER	
MCGOVERN	YEA
HASTINGS (FL)	
DREIER	NAY

Rules Committee Record Vote No. 160**Date:** July 17, 2002.**Measure:** H.R. 5120.**Motion By:** Mr. McGovern.**Summary of Motion:** To make in order the amendment offered by Mr. Moran of Kansas, which permits private commercial financing for sales of food and medicine to Cuba and streamlines the application and licensing process for sales of food and medicine to Cuba.**Results:** Defeated 1 to 9.**Vote by Member:**

GOSS	NAY
LINDER	NAY
PRYCE	NAY
DIAZ-BALART	NAY
HASTINGS (WA)	NAY
MYRICK	NAY
SESSIONS	NAY
REYNOLDS	NAY
FROST	
SLAUGHTER	
MCGOVERN	YEA
HASTINGS (FL)	
DREIER	NAY

Rules Committee Record Vote No. 161**Date:** July 17, 2002.**Measure:** H.R. 5120.**Motion By:** Mr. Linder.**Summary of Motion:** To report the resolution.**Results:** Agreed to 9 to 1.**Vote by Member:**

GOSS	YEA
LINDER	YEA
PRYCE	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
MYRICK	YEA
SESSIONS	YEA
REYNOLDS	YEA
FROST	
SLAUGHTER	
MCGOVERN	NAY
HASTINGS (FL)	
DREIER	YEA

SUMMARY OF AMENDMENT MADE IN ORDER UNDER THE RULE

(summary derived from information provided by sponsor)

Goss Provides that before any limitation on the use of funds to enforce the travel ban on Cuba shall take effect the President is required to certify to Congress that the Cuban Government does not pose a threat to the United States homeland security. The President's certification must determine that the Cuban Government: 1) does not possess and is not developing a biological weapons program; 2) is not providing to terrorist states or terrorist organizations technology that could be used to produce, develop, or deliver biological weapons; and 3) is not providing support or sanctuary to international terrorists.

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TEXT OF AMENDMENT MADE IN ORDER

Page 103, insert after line 10 the following new section:

SEC. 647. Any limitation in this Act on the use of funds to administer or enforce regulations restricting travel to Cuba or transactions related to travel to Cuba shall apply only after the President has certified to the Congress that the Cuban Government—

(1) does not possess and is not developing a biological weapons program that threatens the homeland security of the United States;

(2) is not providing to terrorist states or terrorist organizations technology that could be used to produce, develop, or deliver biological weapons; and

(3) is not providing support or sanctuary to international terrorists.

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