



REP. TOM PRICE, M.D. (R-GA), CHAIRMAN
PAUL TELLER, EXECUTIVE DIRECTOR
424 CANNON HOUSE OFFICE BUILDING
WASHINGTON, DC 20515

rsc.price.house.gov

ph (202) 226-9717 / fax (202) 226-1633

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Amendments to H.R. 3228— Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2010

H.R. 3228, Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2010 (sponsored by *Rep. Olver, D-MA*), is scheduled to be considered on the House floor on Thursday, July 23, 2009 under a restrictive *structured rule* ([H.Res. 669](#)) that provides one hour of general debate, provides the bill be considered as read, and waives all points of order against the bill's consideration, except for clauses 9 (the earmark rule) and 10 (PAYGO) of Rule XXI. The rule also waives points of order against the bill itself for failures to comply with various rules for appropriations bills (such as prohibitions on appropriating funds to unauthorized programs).

The rule prohibits re-votes on amendments and allows the Chair to reduce to two minutes the time for electronic voting. Only the Appropriations Committee Chairman or his designee could offer a motion that the Committee of the Whole rise (i.e. stop considering amendments). The Minority would get one motion to recommit the bill, with or without instructions.

The structured rule divides the amendments made in order as follows:

- PART A: Fourteen perfecting amendments
- PART B: Seven of twelve Flake amendments on earmarks
- PART C: Two of four Hensarling amendments on earmarks

Each of the respective sponsors of earmark amendments could decide which amendments he wants to offer within the amount allowed.

Each amendment in each part is debatable for ten minutes equally divided.

Total amendments submitted to the Rules Committee: **85** (10 of those were withdrawn)
Total allowed under this restrictive rule: **23**

RSC Staff Contact: Brad Watson brad.watson@mail.house.gov, (202) 226-9719.

PERFECTING AMENDMENTS MADE IN ORDER UNDER THE RULE

1. Olver (D-MA). Manager's Amendment. The amendment *increases* funding (compared to the base bill) for the following programs as follows:

- Federal Aviation Administration (FAA), \$1 million.
- National Highway Traffic Safety Administration (Operations and Research), \$250,000.
- Railroad Research and Development, \$3 million.

The amendment *decreases* funding (compared to the base bill) for the following programs, as follows:

- Office of the Secretary of Transportation, \$250,000.
- Financial Management Capital, \$3 million.
- FAA (information services), \$1 million.
- Community Development Fund, \$2 million.
- Community Development Fund (neighborhood initiatives), \$2 million.

The amendment prohibits any funds from being used for the “construction and facility buildout of a multi-purpose complex at Indiana University of Pennsylvania.” The amendment prohibits funds in the bill from being used for first-class travel by employees of federal departments and agencies. The amendment also prohibits funds in the bill from being used to purchase light bulbs that are not Energy Star qualified or have the Federal Energy Management Program designation.

2. Hensarling (R-TX). The amendment eliminates funding for the [Hope VI program](#).

3. Latham (R-IA). The amendment provides funding for Capital Assistance for High Speed Rail Corridors and Intercity Passenger Rail Service that is equivalent to the President's request, saving taxpayers \$3 billion. This would still provide \$1 billion more than was provided for this program during the FY 2009 regular appropriations process. Any funding for this program would be on top of the \$8 billion provided as part of the so-called “stimulus.” The amendment would also strike the \$2 billion of transfer authority for the National Infrastructure Bank.

4. McHenry (R-NC). *Reduces* by \$1 million funding for Amtrak, Operating Grants; *Increases* by \$1 million funding for the National Railroad Passenger Corporation Office of the Inspector General. The amendment is intended to draw attention to the recent resignation of Amtrak's Inspector General in light of a report that found Amtrak lawyers and bureaucrats were repeatedly and improperly interfering with the IG's oversight investigations. This is one of 3 firings or resignations of IGs under the Obama Administration since June whose oversight work related to “stimulus” funds was plagued with bureaucratic interference.

5. Schock (R-IL). *Increases* by \$5 million funding for Housing Counseling Assistance; *Reduces* by \$5 million funding for the Home Investment Partnerships Program.

6. Cao (R-LA). The amendment changes from a bi-annual to a quarterly reporting requirement the requirement in the underlying bill that the Neighborhood Reinvestment Corporation report to Congress on foreclosure mitigation efforts.

7. Frelinghuysen (R-NJ). Prohibits funding in the bill from being used by the Federal Aviation Administration (FAA) to implement the New York/New Jersey/Philadelphia Airspace Redesign project.

8. Blackburn (R-TN). The amendment would reduce appropriations made by the bill by five percent across-the-board, thus saving taxpayers \$3.4 billion.

9. Burton (R-IN). The amendment would prohibit Amtrak from using its taxpayer funded federal subsidies to provide free alcohol (as it has previously done in the past).

10. Jordan (R-OH). The amendment provides a funding level for the bill equivalent to FY 2008 (the spending levels in effect less than 10 months ago), thus saving taxpayers \$20 billion.

11. Neugebauer (R-TX). The amendment provides a funding level for the bill equivalent to FY 2009, thus saving taxpayers \$13.5 billion.

12. Stearns (R-FL). The amendment would reduce appropriations made by this bill by 25% (compared to the underlying bill).

13. Turner (R-OH). Prohibits funds made available by the bill from being used to establish, implement, issue, administer, or enforce any prohibition or restriction on the establishment or effectiveness of any occupancy preference for veterans in supportive housing for the elderly that is assisted by HUD and is (or would be) located on Department of Veteran's Affairs (VA) property or is subject to an enhanced-use lease with the VA. In other words, this amendment would preserve certain housing preferences for elderly veterans.

14. Rangel (D-NY)/ Frank (D-MA)/ Waters (D-CA)/ Watt (D-NC). Prohibits funds made available by the bill from being used to implement or enforce the community service requirement for public housing residents. Under current law ([42 U.S.C. 1437j\(c\)](#)), each adult resident of a public housing project is required to contribute eight hours per month of community service (not including political activities) within the community in which that adult resides or to participate in an economic self-sufficiency program (as defined in law) for eight hours per month (subject to certain exceptions, such as disability, age, etc.). **Conservatives should be gravely concerned about the suspension of this law under the Rangel et al. amendment.**

PART B
FLAKE AMENDMENTS MADE IN ORDER UNDER THE RULE
ONLY 7 IN ORDER

- 1. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Terminal Replacement project at Grand Forks International Airport in Grand Forks, North Dakota, and reduces the relevant funding account by \$500,000.
- 2. Flake (R-AZ).** Prohibits funds made available by the bill from being used for construction of new and the renovation of older structures for cultural programs at the Hornell Family YMCA in Hornell, New York, and reduces the relevant funding account by \$400,000.
- 3. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the downtown revitalization and Main street improvement project of Round Rock, Texas, and reduces the relevant funding account by \$500,000.
- 4. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Murphy Theatre Community Center, Inc. in Wilmington, Ohio, and reduces the relevant funding account by \$250,000.
- 5. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Harper's Ferry Interpretative Welcome Center building construction project of the Jefferson County Convention and Visitors Bureau in Jefferson County, West Virginia, and reduces the relevant funding account by \$250,000.
- 6. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Phoenixville downtown streetscape project in the Borough of Phoenixville, Pennsylvania, and reduces the relevant funding account by \$250,000.
- 7. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the construction of the Triangle Building by Alianza Dominicana, Inc., in New York, New York, and reduces the relevant funding account by \$250,000.
- 8. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the renovation of a vacant building for economic development by the City of Jal, New Mexico, and reduces the relevant funding account by \$400,000.
- 9. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Monroe County Farmer's Market facility construction project of the Monroe County Fiscal Court, and reduces the relevant funding account by \$250,000.
- 10. Flake (R-AZ).** Prohibits funds made available by the bill from being used for the Millennium Technology Park in New Castle, Pennsylvania, and reduces the relevant funding account by \$500,000.

11. Flake (R-AZ). Prohibits funds made available by the bill from being used for the reconstruction of Rib Mountain in Wisconsin, and reduces the relevant funding account by \$500,000.

12. Flake (R-AZ). Prohibits funds made available by the bill from being used for construction and renovation of the Community Cultural and Educational Center of the Brooklyn Children's Museum, and reduces the relevant funding account by \$250,000.

PART C
HENSARLING AMENDMENTS MADE IN ORDER UNDER THE RULE
ONLY 2 IN ORDER

1. Hensarling (R-TX). Prohibits funds made available by the bill from being used for the Elm Street/Gas Light District Improvements project in New Hampshire, and reduces the relevant funding account by \$1,000,000.

2. Hensarling (R-TX). Prohibits funds made available by the bill from being used for the Wolf Trap Performing Arts Multi-Use Trail project in Fairfax, Virginia, and reduces the relevant funding account by \$250,000.

3. Hensarling (R-TX). Prohibits funds made available by the bill from being used for the Doyle Drive Replacement project in San Francisco, California, and reduces the relevant funding account by \$2,000,000.

4. Hensarling (R-TX). Prohibits funds made available by the bill from being used for the Philadelphia Museum of Art Transportation Improvement Program in Pennsylvania, and reduces the relevant funding account by \$750,000.

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