

H. Res. ___

H.R. 4863 - United States Export Finance Agency Act of 2019

1. Structured rule for H.R. 4863.
2. Provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Financial Services.
3. Waives all points of order against consideration of the bill.
4. Provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-36 shall be considered as adopted and the bill, as amended, shall be considered as read.
5. Waives all points of order against provisions in the bill, as amended.
6. Makes in order only those amendments printed in the Rules Committee report. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the 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.
7. Waives all points of order against the amendments printed in the report.
8. Provides one motion to recommit with or without instructions.
9. Amends House Resolution 6 to extend the Select Committee on the Modernization of Congress until the conclusion of the One Hundred Sixteenth Congress.
10. Provides that House Resolution 661 is hereby adopted.
11. Provides that House Resolution 693 is hereby adopted.
12. Provides that a motion to discharge House Concurrent Resolution 70 shall be in order on November 21, 2019, if offered by Representative Gabbard, with 20 minutes of debate equally divided and controlled by Representative Gabbard and an opponent.
13. Provides that the provisions of section 7 of the War Powers Resolution (50 U.S.C. 1546) shall not apply during the remainder of the One Hundred Sixteenth Congress to House Concurrent Resolution 70.

RESOLUTION

Resolved, That at any time after adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4863) to promote the competitiveness of the United States, to reform and reauthorize the United States Export Finance Agency, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-36 shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. No further amendment to the bill, as amended, shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the 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 such further amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Sec. 2. Section 201 of House Resolution 6 is amended as follows:

(1) In subsection (f)(3), strike "At the conclusion of the first session of the One Hundred Sixteenth Congress" and insert "By October 30, 2020".

(2) In subsection (g)(1), strike "on February 1, 2020" and insert "at the conclusion of the One Hundred Sixteenth Congress".

Sec. 3. House Resolution 661 is hereby adopted.

Sec. 4. House Resolution 693 is hereby adopted.

Sec. 5. (a) At any time on the legislative day of Thursday, November 21, 2019, it shall be in order without intervention of any point of order to consider in the House a motion to discharge the Committee on Foreign Affairs from further consideration of the concurrent resolution (H. Con. Res. 70) directing the President pursuant to section 5(c) of the War Powers Resolution to remove United States Armed Forces from hostilities in the Syrian Arab Republic that have not been authorized by Congress, if offered by Representative Gabbard of Hawaii. The motion shall be considered as read. The previous question shall be considered as ordered on the motion to its adoption without intervening motion except 20 minutes of debate equally divided and controlled by Representative Gabbard of Hawaii and an opponent. The question of adoption of the motion may be subject to postponement as though under clause 8 of rule XX.

(b) The provisions of section 7 of the War Powers Resolution (50 U.S.C. 1546) shall not apply during the remainder of the One Hundred Sixteenth Congress to House Concurrent Resolution 70.

SUMMARY OF AMENDMENTS TO H.R. 4863 PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

Sponsor	# Description	Debate Time
1. Torres, Norma (CA), Cole (OK)	#19 (REVISED) Requires the Agency to emphasize outreach to tribal export businesses and to include in their annual report a summary of those outreach efforts and the provision of Agency support to tribal export businesses.	(10 minutes)
2. Torres, Norma (CA)	#20 (REVISED) Ensures that the Bank will not provide credit to any individual who is subject to sanctions related to serious violations of human rights or free speech, including in China and Burma.	(10 minutes)
3. Burgess (TX)	#23 (LATE) Strikes Section 13 and creates the office of energy efficiency and clean energy exports which advises the EXIM board on ways to improve the export of goods and services that	(10 minutes)

increase energy efficiency and clean energy abroad, requires the EXIM bank to consider energy affordability as well as environmental impacts before approving transactions, and requires the EXIM bank to include in its annual report the impacts of any transaction backed by the Bank on the cost of energy in the importing country and the estimated emissions reductions caused by exports financed by the Bank.

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| <p>4. McAdams (UT), Rose, Max (NY)</p> | <p>#4 Expands the prohibition of the Board of Directors from approving a transaction unless the person receiving the Agency's support certifies that the person does not engage in any activity in contravention of any U.S. law, regulation, or order concerning "sanctions relating to the illegal trafficking of synthetic opioids, including any sanctions imposed pursuant to the Foreign Narcotics Kingpin Designation Act."</p> | <p>(10 minutes)</p> |
| <p>5. Davidson (OH)</p> | <p>#36 (LATE) Prohibits Agency assistance for the governments of certain countries (including China and Mexico) unless the President certifies that the government is cooperating with the U.S. to prevent illegal trafficking of synthetic opioids.</p> | <p>(10 minutes)</p> |
| <p>6. Tlaib (MI)</p> | <p>#35 (LATE) (REVISED) Requires the Agency to submit an annual report to Congress about the Agency's activities in economically disadvantaged regions and efforts to support businesses in those regions. The amendment also defines economically disadvantaged regions.</p> | <p>(10 minutes)</p> |
| <p>7. Case (HI), Young (AK)</p> | <p>#9 Clarifies that, for the purpose of the Agency's Office of Minority and Women Inclusion, "minority" is understood to include Native Hawaiians and Alaska Natives.</p> | <p>(10 minutes)</p> |
| <p>8. Speier (CA)</p> | <p>#38 (LATE) Clarifies that the Bank's activities to support exports in energy efficiency technologies shall include activities to support exports in electric battery vehicles, batteries for electric vehicles, and electric vehicle charging infrastructure.</p> | <p>(10 minutes)</p> |
| <p>9. Ruiz (CA)</p> | <p>#24 (LATE) Allows the US Export Finance Agency to use surplus funds to expand or establish additional regional finance centers.</p> | <p>(10 minutes)</p> |
| <p>10. Meng</p> | <p>#28 (LATE) Includes Asian American- and Native</p> | <p>(10</p> |

(NY)	American Pacific Islander-serving Institutions in recruitment efforts to diversify the United States Export Finance Agency workforce.	minutes)
11. Meng (NY)	#29 (LATE) (REVISED) Includes paid internships in recruitment efforts.	(10 minutes)
12. Meng (NY)	#31 (LATE) Includes community colleges in recruitment efforts to diversify the United States Export Finance Agency.	(10 minutes)
13. Meng (NY)	#32 (LATE) Amends 12 USC 635a(d) to add 2 additional advisory committee members – one who represent higher education of 4-year institutions and one who represent community colleges.	(10 minutes)
14. Brown (MD)	#5 (REVISED) Requires Agency employees to make available appropriate inclusion and diversity training and retraining to ensure employees understand the specific challenges facing minority- and women- owned businesses.	(10 minutes)
15. Lamb (PA)	#37 (LATE) Requires the Agency to detail the effects of exports and projects financed by the Agency on American jobs in the energy, and related technologies, industries.	(10 minutes)
16. Rouda (CA)	#2 Requires the Director of the Office of Minority and Women Inclusion to develop standards to ensure diversity in race, ethnicity, gender, sexual orientation, and gender identity.	(10 minutes)
17. Rouda (CA)	#3 Adds businesses owned by LGBTQ individuals to the Agency's small business outreach plan.	(10 minutes)
18. Stevens (MI)	#11 Requires the United States Export Finance Agency to emphasize outreach to small businesses in sectors that have been impacted by retaliatory tariffs.	(10 minutes)
19. Horn (OK)	#25 (LATE) Requires the GAO to submit to Congress within one year of the bill's enactment a report on the effect that closure of the U.S. Export Finance Agency would have on businesses that utilize the Agency's services.	(10 minutes)
20. Levin, Andy (MI)	#26 (LATE) (REVISED) Clarifies that the Agency's duty to consult with potentially impacted communities includes affected workers and that any Agency accountability mechanism should include consideration of effects on workers, and	(10 minutes)

requires the Agency's annual report to include the steps taken to consult with impacted communities (including affected workers).

**21. Torres
Small,
Xochitl
(NM)**

#27 (LATE) Prohibits the Bank from providing financing to a person involved in sanctionable activity relating to human rights abuses, specifically human trafficking including sex trafficking.

(10
minutes)