

When the Speaker directs the transfer of an erroneously referred bill it is transferred to the proper calendar as of the date of its original reference.⁽⁸⁾

Adversely Reported Measures

§ 1.1 Measures adversely reported from a committee are not referred to a calendar unless a request is made that they be referred to a calendar.

On July 15, 1959,⁽⁹⁾ Mr. William H. Meyer, of Vermont, asked that House Concurrent Resolutions 245, 246, 247, 248, 249, 251, and 254, which had been reported adversely, be referred to the calendar.

The Speaker⁽¹⁰⁾ ordered the measures referred to the Union Calendar.⁽¹¹⁾

8. 6 Cannon's Precedents §§ 744-748; see also § 1.2, *infra*.
9. 105 CONG. REC. 13493, 86th Cong. 1st Sess.
10. Sam Rayburn (Tex.).
11. This procedure was carried out pursuant to Rule XIII clause 2: ". . . bills reported adversely shall be laid on the table, unless the committee reporting a bill, at the time, or any Member within three days thereafter, shall request its reference to the calendar, when it shall be referred, as provided in clause 1 of this

Improperly Referred Bills

§ 1.2 When a bill has been erroneously referred to the Union Calendar the Speaker directs its transfer to the proper calendar as of the date it was originally reported from committee.

On Dec. 7, 1950,⁽¹²⁾ Mr. Andrew J. Biemiller, of Wisconsin, raised a parliamentary inquiry:

MR. BIEMILLER: Mr. Speaker, on the 7th of August the bill H.R. 7789, which was reported by the Committee on Interstate and Foreign Commerce, was referred to the Union Calendar. I believe that this was done in error and that the bill should have been referred to the House Calendar.

THE SPEAKER:⁽¹³⁾ The Chair has examined the bill and finds that it is not chargeable to the Treasury. Therefore, the reference to the Union Calendar was in error and the bill is now referred to the House Calendar as of the date it was originally reported by the committee.

§ 2. Union and House Calendars

Public bills favorably reported are first referred to either the

rule." *House Rules and Manual* § 744 (1981).

12. 96 CONG. REC. 16307, 81st Cong. 2d Sess.
13. Sam Rayburn (Tex.).

Union or House Calendars, and those that are not required to be referred to the former are referred to the latter. Bills appropriating money or property, are referred to the Union Calendar since they must be considered in the Committee of the Whole House on the state of the Union.⁽¹⁴⁾ Thus, measures belonging on the Union Calendar are those on subjects under the jurisdiction of the Committee of the Whole, a discussion of which is found in Chapter 19, *supra*.

Consideration in House as in Committee of the Whole

§ 2.1 The House has often agreed, by unanimous consent, to consider a Union Calendar bill in the House as in the Committee of the Whole.

On June 28, 1966,⁽¹⁵⁾ the House adopted a special rule (H. Res. 895) for the consideration in the Committee of the Whole House on the state of the Union of a calendared bill (H.R. 5256) changing the method of computing the retirement pay of members of the armed forces. Then Mr. F. Edward

14. Rule XXIII clause 3, *House Rules and Manual* § 865 (1981).

15. 112 CONG. REC. 14547-49, 89th Cong. 2d Sess.

Hébert, of Louisiana, asked unanimous consent that that bill be considered in the House as in the Committee of the Whole.

There was no objection.

§ 2.2 Where the House grants unanimous consent for the immediate consideration of a bill on the Union Calendar, the bill is considered in the House as in the Committee of the Whole and debated under the five-minute rule, and motions to strike out the last word are in order.

On Apr. 6, 1966,⁽¹⁶⁾ Mr. Wilbur D. Mills, of Arkansas, asked unanimous consent for the immediate consideration of the bill (H.R. 14224) amending the Social Security Act to extend the initial period for enrolling under the program of supplementary medical insurance benefits for the aged, pending on the Union Calendar.

Mr. John W. Byrnes, of Wisconsin, then raised a parliamentary inquiry:

MR. BYRNES of Wisconsin: Mr. Speaker, I make this parliamentary inquiry only that the Members might understand what the opportunities might be for discussion. I make the parliamentary inquiry to the effect that if the request of the gentleman from Ar-

16. 112 CONG. REC. 7749, 89th Cong. 2d Sess.

kansas is agreed to that the bill can be considered under unanimous-consent request—do I state it correctly that there will be the opportunity for striking out the last word and having an opportunity to speak?

THE SPEAKER:⁽¹⁷⁾ The bill is to be considered in the House as in the Committee of the Whole, and motions to strike out the last word will be in order.

MR. BYRNES of Wisconsin: Will the gentleman make the request that the bill be considered in the House as in the Committee of the Whole?

THE SPEAKER: The Chair will state that the unanimous-consent request will automatically carry that privilege.

Requests for Immediate Consideration

§ 2.3 The Speaker may recognize a Member to ask for the immediate consideration of an important bill pending on the Union Calendar.

On Apr. 6, 1966,⁽¹⁸⁾ the Speaker⁽¹⁹⁾ made the following statement:

THE SPEAKER: The next order of business is the matters that were passed over from Monday and Tuesday. However, the Chair desires to state that there is a bill out of the Committee on Ways and Means relating to the extension of time for filing for medicare. If there is no objection on the part of the House, the Chair would like to recognize the gentleman from Arkansas (Mr. Mills) to submit a unanimous-consent request to bring this bill up. The Chair also understands it is the intention to have a rollcall on the bill. The Chair is trying to work this out for the benefit of the Members. Is there objection to the Chair recognizing the gentleman from Arkansas (Mr. Mills), for the purpose stated by the Chair? The Chair hears none and recognizes the gentleman from Arkansas (Mr. Mills).

B. CONSENT CALENDAR

§ 3. In General

The Consent Calendar is a device provided for in the rules of the House of Representatives by which noncontroversial bills and

17. John W. McCormack (Mass.).

18. 112 CONG. REC. 7749, 89th Cong. 2d Sess.

19. John W. McCormack (Mass.).

resolutions may be granted immediate consideration on the first and third Mondays of each month.

1. Rule XIII clause 4, *House Rules and Manual* § 746 (1981).