Mr. Speaker, the gentleman

from Illinois (Mr. JACKSON) made a point of

order against consideration of the joint resolution

for violating clause 11 of rule XXI asserting

that the text of the measure had not been

available for ‘‘72-hours.’’

Unfortunately, the gentleman misstated the

actual wording of the rule.

Clause 11 states in relevant part that ‘‘It

shall not be in order to consider a bill or joint

resolution which has not been reported by a

committee until the third calendar day . . . on

which such measure has been available.’’ The

rule clearly counts days, not hours.

I would refer Members to the ruling of

Speaker pro tempore POE on March 17, 2011

where he affirmed that under clause 11 of rule

21, an unreported measure may not be considered

until the ‘‘third working day’’ on which

it has been available to Members.

While the Chair was correct in his response

that the rule provides a waiver of all points of

order against consideration of the joint resolution,

I also want to point my colleagues to

House Report 111–114 which accompanied

the rule providing for consideration of H.J.

Res. 68 and H.R. 2278.

Under the heading ‘‘Explanation of Waivers,’’

the Committee states that it is not aware

of points of order against consideration or the

provisions contained in either measure and

that the waivers are merely ‘‘prophylactic.’’

This means that no waiver of clause 11 of rule

XXI or any other point of order was necessary.

That is because H.J. Res. 68 is being considered

on the fourth calendar day after it was

made available and H.R. 2278 is being considered

on the third such day, fully in compliance

with the rules of the House.

I hope that in the future my colleagues will

pay closer attention to the wording of the rules

in making points of order.