

116th Congress

1st Session

## H. Res. \_\_\_\_

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### H.R. 5 - Equality Act

#### H.R. 312 - Mashpee Wampanoag Tribe Reservation Reaffirmation Act

#### H.R. 987 - Strengthening Health Care and Lowering Prescription Drug Costs Act

1. Closed rule for H.R. 5.
2. Provides 90 minutes of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary.
3. Waives all points of order against consideration of the bill.
4. Provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill 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. Provides one motion to recommit with or without instructions.
7. Closed rule for H.R. 312.
8. Provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources.
9. Waives all points of order against consideration of the bill.
10. Provides that the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill shall be considered as adopted and the bill, as amended, shall be considered as read.
11. Waives all points of order against provisions in the bill, as amended.
12. Provides one motion to recommit with or without instructions.
13. Structured rule for H.R. 987.
14. Provides 90 minutes of general debate with 60 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce and 30 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Education and Labor.
15. Waives all points of order against consideration of the bill.
16. Provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-14 shall be considered as adopted and the bill, as amended, shall be considered as read.

17. Waives all points of order against provisions in the bill, as amended.
18. 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.
19. Waives all points of order against the amendments printed in the report.
20. Provides one motion to recommit with or without instructions.

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## RESOLUTION

*Resolved*, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 5) to prohibit discrimination on the basis of sex, gender identity, and sexual orientation, and for other purposes. All points of order against consideration of the bill are waived. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. 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: (1) 90 minutes of debate equally divided and controlled by the chair and ranking minority member of the Committee on the Judiciary; and (2) one motion to recommit with or without instructions.

Sec. 2. Upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 312) to reaffirm the Mashpee Wampanoag Tribe reservation, and for other purposes. All points of order against consideration of the bill are waived. The amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. 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: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Natural Resources; and (2) one motion to recommit with or without instructions.

Sec. 3. 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. 987) to amend the Patient Protection and Affordable Care Act to provide for Federal Exchange outreach and educational activities. 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 amendments specified in this section and shall not exceed 90 minutes, with 60 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce and 30 minutes equally divided and controlled by the

chair and ranking minority member of the Committee on Education and Labor. 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 Energy and Commerce now printed in the bill, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-14 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.

## **SUMMARY OF AMENDMENTS TO H.R. 987 PROPOSED TO BE MADE IN ORDER**

(summaries derived from information provided by sponsors)

<b>Sponsor</b>	<b># Description</b>	<b>Debate Time</b>
<b>1. Pallone (NJ), Walden (OR)</b>	<b>#56 (LATE) (MANAGER'S)</b> Clarifies communication requirements for eligible product developers and license holders regarding requests, offers, and delivery of product samples.	(10 minutes)
<b>2. Bucshon (IN), McKinley (WV), Upton (MI), Carter, Buddy (GA), Collins, Doug (GA), Sensenbrenner (WI)</b>	<b>#8</b> Strikes title II – Health Insurance Market Stabilization.	(10 minutes)
<b>3. Welch (VT), Schrader (OR)</b>	<b>#43</b> Prohibits the Secretary of HHS from ending autoenrollment.	(10 minutes)
<b>4. Blunt</b>	<b>#13</b> Requires the Secretary of the Department of Health	(10 minutes)

- Rochester (DE)** and Human Services to release all aggregated studies and data sets created on or after January 1, 2014 related to marketing and outreach for the Affordable Care Act’s individual marketplace.
- 5. DeSaulnier (CA)** #35 **(REVISED)** Commissions a study by the National Academy of Medicine into the amount of federal funding and research used in the development of drugs by pharmaceutical companies, and to put measures in place to curb excessive drug costs. (10 minutes)
- 6. Harder (CA)** #4 Provides opioid specific education and training to the Navigators and the Certified Application Counselors (CACs) that ensures they can best educate individuals on the marketplace plans specifically for opioid health care treatment. (10 minutes)
- 7. Shalala (FL)** #23 States the sense of Congress that the Secretary of HHS should not take any action to prohibit or restrict “silver loading.” (10 minutes)
- 8. Hayes (CT), Waters (CA)** #34 Amends the Federally-Facilitated Marketplace (FFM) navigator program to authorize \$25,000,000 out of amounts collected by user fees for State-Based Exchanges. Ensures that no state shall receive a grant that is less than \$1,000,000. (10 minutes)
- 9. McBath (GA)** #54 **(LATE)** Provides pharmacy school outreach by directing the Labor HHS and Education Secretaries to do outreach to institutions of higher education as it relates to the use and availability of generic drugs. (10 minutes)
- 10. Scanlon (PA)** #20 **(REVISED)** Requires the HHS Secretary to issue biweekly public reports during the annual open enrollment period on the performance of the federal exchange and the Small Business Health Options Program exchange. Each report will include a summary of information on the open enrollment season including the number of website visits, accounts created, calls to the call center, number of people who enroll in a plan and what enrollment path they took, e.g., website, broker, or call center. (10 minutes)
- 11. Morelle (NY), Wexton (VA)** #21 **(REVISED)** Requires GAO to study the effect of President Trump’s cuts to ACA outreach and the Navigator Program on health insurance enrollment and the cost of coverage. (10 minutes)
- 12. Waters (CA)** #28 **(REVISED)** Requires HHS to submit to Congress a report on the extent to which increases in the prices of commonly prescribed drugs have caused individuals with health insurance to forego needed treatment. (10 minutes)

<b>13. Johnson, Eddie Bernice (TX)</b>	#22 Requires Navigators to receive training on how to assist consumers with Medicaid and CHIP enrollment.	(10 minutes)
<b>14. Lynch (MA)</b>	#1 Extends the deadline by which States may apply for federal assistance to establish state-based marketplaces by one year to December 31, 2023. Extends the date by which the State Exchanges must be self-sustaining by one year to January 1, 2025.	(10 minutes)
<b>15. Lynch (MA)</b>	#2 Asks the GAO to conduct a cost benefit analysis of the establishment of State-administered health insurance plans for states that may want to offer a public option in their health insurance exchanges. The report is due to Congress no later than one year after enactment.	(10 minutes)
<b>16. Lipinski (IL)</b>	#31 Requires a GAO report to determine whether the Department of Health and Human Services has taken appropriate steps to ensure that routine maintenance to the Healthcare.gov website is minimally disruptive to consumers.	(10 minutes)
<b>17. Deutch (FL)</b>	#3 Adds a duty requiring navigators to provide information in plain language regarding essential health benefits and consumer protections under the mental health and substance use disorder benefits parity law.	(10 minutes)
<b>18. Brown (MD), Krishnamoorthi (IL), Barragan (CA)</b>	#16 Adds that the Secretary shall implement outreach and educational activities in areas with high health disparities.	(10 minutes)
<b>19. Gomez (CA)</b>	#26 Clarifies the ability of Navigators to provide referrals to community-based organizations that address social needs related to health outcomes.	(10 minutes)
<b>20. Escobar (TX), Porter (CA), Torres, Norma (CA)</b>	#9 Requires Navigators to assist vulnerable populations including individuals with limited English proficiency and chronic illnesses.	(10 minutes)
<b>21. Wexton (VA)</b>	#14 Includes findings that the final rule on short-term, limited duration insurance weakens protections for the millions of Americans living with preexisting health conditions, including children with complex medical needs and disabilities and their families.	(10 minutes)
<b>22. Pappas (NH)</b>	#19 Requires the Secretary of Health and Human Services to set annual enrollment targets for the Exchanges for the plan year 2020 and each subsequent plan year.	(10 minutes)
<b>23. Cox (CA)</b>	#24 Adds a new subsection (b): Promote Transparency and	(10 minutes)

Accountability in the Administration's Expenditures of Exchange User Fees, which requires HHS to submit an annual report to Congress that includes a detailed breakdown of the Department's spending on outreach and enrollment, navigators, maintenance of Healthcare.gov, and operation of the Healthcare.gov call centers.

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| <b>24. Cox (CA)</b>        | #52 ( <b>LATE</b> ) Adds areas with high concentrations of unemployment to the list where such outreach and educational activities shall be provided.   | (10 minutes) |
| <b>25. Phillips (MN)</b>   | #49 ( <b>LATE</b> ) Directs Exchanges to establish an online website portal to facilitate the sharing of information between the Exchange and Navigator organizations about their clients' applications for health insurance. | (10 minutes) |
| <b>26. Horn (OK)</b>       | #53 ( <b>LATE</b> ) Ensures rural areas are included in navigator outreach.   | (10 minutes) |
| <b>27. Cunningham (SC)</b> | #55 ( <b>LATE</b> ) Ensures that state healthcare Exchanges' outreach activities are also targeted towards veteran populations.   | (10 minutes) |