

116th Congress

1st Session

H. Res. ____

H.R. 1309 - Workplace Violence Prevention for Health Care and Social Service Workers Act

1. Structured rule for H.R. 1309.
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 Education and Labor.
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 116-37, modified by the amendment printed in Part A of the Rules Committee report, 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 further amendments printed in part B of 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 part B of the report.
8. Provides one motion to recommit with or without instructions.
9. Section 2 provides that on any legislative day during the period from November 22, 2019, through December 2, 2019: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment.
10. Provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 2.
11. Provides that each day during the period addressed by section 2 of the

resolution shall not constitute a calendar or legislative day for the purposes of clause 7(c)(1) of rule XXII (motions to instruct conferees).

12. Provides that it shall be in order at any time on the legislative day of November 21, 2019, for the Speaker to entertain motions that the House suspend the rules as though under clause 1 of rule XV, and that the Speaker or her designee shall consult with the Minority Leader or his designee on the designation of any matter for consideration pursuant to this section.

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. 1309) to direct the Secretary of Labor to issue an occupational safety and health standard that requires covered employers within the health care and social service industries to develop and implement a comprehensive workplace violence prevention plan, 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 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 Education and Labor now printed in the bill, an amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-37, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, 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 part B of the report of the Committee on Rules. 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. On any legislative day during the period from November 22, 2019, through December 2, 2019--

(a) the Journal of the proceedings of the previous day shall be considered as approved; and

(b) the Chair may at any time declare the House adjourned to meet at a date and time, within the limits of clause 4, section 5, article I of the Constitution, to be announced by the Chair in declaring the adjournment.

Sec. 3. The Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 2 of this resolution as though under clause 8(a) of rule I.

Sec. 4. Each day during the period addressed by section 2 of this resolution shall not constitute a calendar or legislative day for purposes of clause 7(c)(1) of rule XXII.

Sec. 5. It shall be in order at any time on the legislative day of November 21, 2019, for the Speaker to entertain motions that the House suspend the rules as though under clause 1 of rule XV. The Speaker or her designee shall consult with the Minority Leader or his designee on the designation of any matter for consideration pursuant to this section.

SUMMARY OF AMENDMENT IN PART A PROPOSED TO BE CONSIDERED AS ADOPTED

Sponsor	# Description
Scott, Bobby (VA)	#7 (MANAGER'S) Clarifies the scope of "covered facilities" and "covered services".

SUMMARY OF AMENDMENTS IN PART B PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

Sponsor	# Description	Debate Time
1. Hastings (FL), DeSaulnier (CA)	#1 Requires covered employers to email their organization's workplace violence prevention plan to the organization's staff, following completion of annual training.	(10 minutes)
2. DeSaulnier (CA), Hastings (FL)	#2 (REVISED) Includes procedures to provide information about available trauma and related counseling for employees in reporting, incident response, and post-incident investigation procedures.	(10 minutes)
3. Byrne (AL)	#9 (REVISED)(SUBSTITUTE) Requires the Occupational Safety and Health Administration to promulgate a final standard on workplace violence prevention for health care and social service workers. Requires OSHA to follow the established rulemaking process.	(10 minutes)
4. Harder (CA)	#8 Ensures that nothing in this Act shall be construed to limit or prevent healthcare workers from reporting violent incidents to appropriate law enforcement.	(10 minutes)
5. Levin, Andy (MI)	#11 Requires information about the bill's anti-retaliation provision to be provided in its required workplace violence and prevention training.	(10 minutes)
6. Green, Al (TX)	#4 Requires the Secretary of Labor to provide an annual report to Congress that would include statistics and a summary from the annual report submitted to the Secretary by employers.	(10 minutes)
7. Brown (MD)	#5 States that additional training shall be provided for covered employees who work with victims of torture, trafficking, or domestic violence.	(10 minutes)
8. Garcia,	#3 Ensures that the annual evaluations include	(10

Sylvia (TX)	changes based on informed findings by employers.	minutes)
9. Wexton (VA)	#6 Ensures that nothing in this Act shall be construed to limit or diminish any protections in relevant federal, state or local law related to domestic violence, stalking, dating violence, and sexual assault.	(10 minutes)
10. Delgado (NY)	#10 Directs OSHA to prioritize providing technical assistance and advice to employers throughout the first year of the Act to ensure businesses are in compliance.	(10 minutes)