

116th Congress

2d Session

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

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**H.R. 1230 - Protecting Older Workers Against Discrimination Act**  
**H.J. Res. 76 - Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of Education relating to "Borrower Defense Institutional Accountability".**

1. Structured rule for H.R. 1230.
2. Provides one hour of 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 the amendment in the nature of a substitute consisting of the text of Rules Committee Print 116-46 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. Closed rule for H.J. Res. 76
10. Provides one hour of debate on the joint resolution equally divided and controlled by the chair and ranking minority member of the Committee on Education and Labor.
11. Waives all points of order against consideration of the joint resolution.
12. Provides that the joint resolution shall be considered as read.

13. Waives all points of order against provisions in the joint resolution.
14. Provides one motion to recommit.
15. Section 3 provides that on any legislative day during the period from January 17, 2020, through January 24, 2020: 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.
16. Provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 3.
17. Provides that each day during the period addressed by section 3 shall not constitute a legislative day for the purposes of clause 7 of rule XV (Consensus Calendar).

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## 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. 1230) to amend the Age Discrimination in Employment Act of 1967 and other laws to clarify appropriate standards for Federal employment discrimination and retaliation claims, 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 116-46 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 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. Upon adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 76) providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of Education relating to "Borrower Defense Institutional Accountability". All points of order against consideration of the joint resolution are waived. The joint resolution shall be considered as read. All points of order against provisions in the joint resolution are waived. The previous question shall be considered as ordered on the joint resolution and on any 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 Education and Labor; and (2) one motion to recommit.

Sec. 3. On any legislative day during the period from January 17, 2020, through January 24, 2020--

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

Sec. 5. Each day during the period addressed by section 3 of this resolution shall not constitute a legislative day for purposes of clause 7 of rule XV.

## SUMMARY OF AMENDMENTS TO H.R. 1230 PROPOSED TO BE MADE IN ORDER

(summaries derived from information provided by sponsors)

Sponsor	# Description	Debate Time
<p>1. <b>DeSaulnier (CA), Davis, Rodney (IL)</b></p>	<p><b>#6 (REVISED)</b> Requires a GAO report on the Equal Employment Opportunity Commission's (EEOC) ability to meet the demands of its workload; its plans for investigating mixed motive age discrimination claims; and options for improving EEOC's ability to respond to allegations of age discrimination.</p>	<p>(10 minutes)</p>
<p>2. <b>Davis, Rodney (IL), Pingree (ME), Stefanik (NY), Stevens (MI), González-Colón, Jenniffer (PR), Trone (MD), Stauber (MN), Kaptur (OH), Hurd (TX), Smith, Christopher (NJ), Bost (IL), DeSaulnier (CA), Spanberger (VA),</b></p>	<p><b>#7 (REVISED)</b> To require the Secretary of the Department of Labor and the Chair of the Equal Opportunity Employment Commission to conduct a study to determine the number of older adult women who may have been adversely impacted by age discrimination as a motivating factor in workplace discrimination or employment. Requires the report to be submitted to Congress and made publicly available within one year and would require a recommendation on best practices to combat gender and age discrimination in the workplace.</p>	<p>(10 minutes)</p>

**McCollum  
(MN)**

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| <b>3. Allen<br/>(GA)</b> | <b>#5</b> Requires GAO study on age discrimination and Title VII of the Civil Rights Act of 1964 retaliation charges and cases, and conditions the bill taking effect on the results of the study.                                   | (10<br>minutes) |
| <b>4. Brown<br/>(MD)</b> | <b>#2 (REVISED)</b> Requires the Equal Employment Opportunity Commission to submit yearly reports for 5-years to Congress on the number of age discrimination claims brought under this Act.   | (10<br>minutes) |
| <b>5. Tlaib (MI)</b>     | <b>#8 (REVISED)</b> Requires within 5 years the US Commission on Civil Rights to submit a report containing an analysis of the status of Federal mixed motive age discrimination in employment claims made against Federal agencies. | (10<br>minutes) |