

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 2279) TO AMEND THE SOLID WASTE DISPOSAL ACT RELATING TO REVIEW OF REGULATIONS UNDER SUCH ACT AND TO AMEND THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT OF 1980 RELATING TO FINANCIAL RESPONSIBILITY FOR CLASSES OF FACILITIES; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3362) TO AMEND THE PATIENT PROTECTION AND AFFORDABLE CARE ACT TO REQUIRE TRANSPARENCY IN THE OPERATION OF AMERICAN HEALTH BENEFIT EXCHANGES; AND PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3811) TO REQUIRE NOTIFICATION OF INDIVIDUALS OF BREACHES OF PERSONALLY IDENTIFIABLE INFORMATION THROUGH EXCHANGES UNDER THE PATIENT PROTECTION AND AFFORDABLE CARE ACT

JANUARY 8, 2014.—Referred to the House Calendar and ordered to be printed

Mr. BURGESS, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 455]

The Committee on Rules, having had under consideration House Resolution 455, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 2279, the Reducing Excessive Deadline Obligations Act of 2013, under a structured rule. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The resolution waives all points of order against consideration of the bill. The resolution makes in order as original text for the purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 113-30 and provides that it shall be considered as read. The resolution waives all points of order against that amendment in the nature of a substitute. The resolution makes in order only those further amendments to H.R. 2279 printed in part A of this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this 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. The resolution waives all points of order against the amendments printed in part A of this report. The resolution provides for one motion to recommit with or without instructions.

Section 2 of the resolution provides for consideration of H.R. 3362, the Exchange Information Disclosure Act, under a closed rule. The resolution provides one hour of debate with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce and 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Ways and Means. The resolution waives all points of order against consideration of the bill. The resolution provides that the amendment to H.R. 3362 printed in part B of this report shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution provides one motion to recommit with or without instructions.

Section 3 of the resolution provides for consideration of H.R. 3811, the Health Exchange Security and Transparency Act of 2014, under a closed rule. The resolution provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The resolution waives all points of order against consideration of the bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution provides one motion to recommit.

EXPLANATION OF WAIVERS

Although the resolution waives all points of order against consideration of H.R. 2279, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against the amendment in the nature of a substitute to H.R. 2279 made in order as original text includes a waiver of clause 7 of rule XVI, prohibiting the consideration of non-germane amendments, because the amendment in the nature of a substitute contains provisions not germane to the bill.

Although the resolution waives all points of order against the amendments printed in part A of this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against consideration of H.R. 3362, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.R. 3362, as amended, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against consideration of H.R. 3811, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.R. 3811, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 96

Motion by Ms. Slaughter to report open rules for H.R. 2279, H.R. 3362, and H.R. 3811. Defeated: 4–9.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Nay	Ms. Slaughter	Yea
Mr. Bishop of Utah	Nay	Mr. McGovern	Yea
Mr. Cole	Nay	Mr. Hastings of Florida	Yea
Mr. Woodall	Nay	Mr. Polis	Yea
Mr. Nugent	Nay		
Mr. Webster	Nay		
Ms. Ros-Lehtinen	Nay		
Mr. Burgess	Nay		
Mr. Sessions, Chairman	Nay		

Rules Committee record vote No. 97

Motion by Ms. Foxx to report the rule. Adopted: 9–4.

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Yea	Ms. Slaughter	Nay
Mr. Bishop of Utah	Yea	Mr. McGovern	Nay
Mr. Cole	Yea	Mr. Hastings of Florida	Nay
Mr. Woodall	Yea	Mr. Polis	Nay
Mr. Nugent	Yea		
Mr. Webster	Yea		
Ms. Ros-Lehtinen	Yea		
Mr. Burgess	Yea		
Mr. Sessions, Chairman	Yea		

SUMMARY OF THE AMENDMENTS TO H.R. 2279 IN PART A MADE IN ORDER

1. Sinema (AZ): Strikes language that would expand eligibility for the National Priorities List (NPL) in Section 204, which is overseen by the Environmental Protection Agency. Reinstates language that directs listing of the “highest priority facilities” for cleanup. (10 minutes)

2. Tonko (NY): Blocks implementation of the bill if any provision would increase litigation, reduce funds available for cleaning up contaminated sites, or that would delay clean up of contaminated sites. (10 minutes)

SUMMARY OF THE AMENDMENT TO H.R. 3362 IN PART B CONSIDERED AS ADOPTED

Terry (NE): Makes technical corrections to the legislation, expands the reporting requirement to require the Secretary to increase the specificity for those enrolling in Medicaid; the number of individuals who have effectuated enrollment in a qualified health plan (QHP) through payment of their first monthly premium; and the ages of those who have effectuated enrollment in a QHP.

PART A—TEXT OF AMENDMENTS TO H.R. 2279 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SINEMA OF ARIZONA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 8, strike lines 13 and 14 and insert the following: “U.S.C. 9605(a)(8)(B)) is amended by inserting “Not later than 90 days after”.

Page 9, line 7, strike “; and” and insert a period.

Page 9, strike lines 8 through 15.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE TONKO OF NEW YORK OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of the bill, add the following new title:

TITLE IV—AVOIDING INCREASED LITIGATION AND DELAYS IN CLEANUPS

SEC. 401. AVOIDING INCREASED LITIGATION AND DELAYS IN CLEANUPS.

This Act shall not take effect if any provision thereof would increase the potential for litigation, reduce the amount of funds available for the cleanup of contaminated sites, or delay the implementation of any such cleanup.

PART B—TEXT OF AMENDMENT TO H.R. 3362 CONSIDERED AS ADOPTED

Page 2, line 13, strike “March 31” and insert “March 30”.

Page 2, line 16, strike “with” after “the”.

Page 3, amend lines 13 through 15 to read as follows:

“(IV) the number of individuals who have selected a qualified health plan;

Page 3, after line 15, insert the following new subclauses (and redesignate the succeeding subclauses accordingly):

“(V) the number of individuals who enrolled in Medicaid, and, of such number, the number who became eligible to enroll because of changes in eligibility effected under this Act and the number who otherwise were eligible to enroll;

“(VI) the number of individuals who have effectuated enrollment in a qualified health plan through payment of the first monthly premium;

“(VII) the age of individuals who have effectuated enrollment in a qualified health plan through payment of the first monthly premium;

Page 5, line 2, strike “Act” and insert “subparagraph”.

Page 5, line 3, strike “March 31” and insert “March 30”.

Page 5, line 6, strike “with”.

Page 6, line 16, strike “that” and insert “than”.