



## Markup Action Summary

September 14, 2023

The Chair called up the following measures separately:

1. **H.R. 4259 (Rep. Molinaro)** – To amend the Individuals with Disabilities Education Act to require notification with respect to individualized education program teams, and for other purposes.
  - Rep. Bean (R-FL) offered an amendment in the nature of a substitute to H.R. 4259 designated [HR4259ANS\\_01](#).
    - The amendment in the nature of a substitute passed by a voice vote.
  - H.R. 4259 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 39-0.
2. **H.R. 5349 (Rep. Salazar)** – To develop and disseminate a civic education curriculum and oral history resources regarding certain political ideologies, and for other purposes.
  - Rep. Walberg (R-MI) offered an amendment in the nature of a substitute to H.R. 5349 designated [HR5349ANS\\_001](#).
  - Rep. Scott (D-VA) offered an amendment to the amendment in the nature of a substitute to H.R. 5349 designated [AMD\\_01](#).
    - The amendment failed by a voice vote.
  - The amendment in the nature of a substitute, HR5349ANS\_001, passed by a voice vote.
  - H.R. 5349 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 33-9.
3. **H.R. 5110 (Rep. Green)** – To amend the Elementary and Secondary Education Act of 1965 to clarify that the prohibition on the use of Federal education funds for certain weapons does not apply to the use of such weapons for training in archery, hunting, or other shooting sports.
  - Rep. Grothman (R-WI) offered an amendment in the nature of a substitute to H.R. 5110 designated [HR5110ANS\\_01](#).
    - The amendment in the nature of a substitute passed by a voice vote..

- H.R. 5110 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 42-0.
4. **[H.J. Res 88](#) (Rep. McClain)** – Providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Department of Education relating to "Improving Income Driven Repayment for the William D. Ford Federal Direct Loan Program and the Federal Family Education Loan (FFEL) Program".
    - H.J. Res. 88 was agreed to by voice vote.
    - H.J. Res. 88 was ordered favorably reported to the House, by a [roll call vote](#) of 23-19.
  5. **[H.R. 4957](#) (Rep. Kiley)** – To apply the requirements of the Federal Vacancies Reform Act of 1998 to a vacancy in the office of the Secretary of Labor, and for other purposes.
    - Rep. Kiley (R-CA) offered an amendment in the nature of a substitute to H.R. 4957 designated [HR4957\\_ANS](#).
      - The amendment in the nature of a substitute passed by a voice vote.
    - H.R. 4957 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 23-19.
  6. **[H.R. 5338](#) (Rep. Good)** – To amend the Employee Retirement Income Security Act of 1974 to establish that fiduciaries must act with prudence and loyalty when selecting service providers for pension plans.
    - Rep. Good (R-VA) offered an amendment in the nature of a substitute to H.R. 5338 designated [GOOD\\_086](#).
      - The amendment in the nature of a substitute passed by a voice vote.
    - H.R. 5338 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 23-19.
  7. **[H.R. 5337](#) (Rep. Houchin)** – To amend the Employee Retirement Income Security Act of 1974 to clarify the application of prudence and exclusive purpose duties to the exercise of shareholder rights.
    - Chairwoman Foxx (R-NC) offered an amendment in the nature of a substitute to H.R. 5337 designated [HOUCHI\\_008](#).
    - Ranking Member Scott (D-VA) offered an amendment to the amendment in the nature of a substitute to H.R. 5337 designated [PV\\_D\\_ANS](#).
      - The amendment failed by a voice vote, and a recorded vote was requested by Rep. Scott. The amendment failed by a [roll call vote](#) of 19-23.
    - The amendment in the nature of a substitute, HOUCHI\_008, passed by a voice vote.

- H.R. 5337 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 23-19.
8. **[H.R. 5339](#) (Rep. Allen)** – To amend the Employee Retirement Income Security Act of 1974 to specify requirements concerning the consideration of pecuniary and non-pecuniary factors, and for other purposes.
- Rep. Allen (R-GA) offered an amendment in the nature of a substitute to H.R. 5339 designated [ALLEGA\\_008](#).
  - Rep. DeSaulnier (D-CA) offered an amendment to the amendment in the nature of a substitute to H.R. 5339 designated [ESG\\_D\\_ANS](#).
    - The amendment failed by a voice vote, and a recorded vote was requested by Rep. DeSaulnier. The amendment failed by a [roll call vote](#) of 19-23.
  - The amendment in the nature of a substitute, ESG\_D\_ANS, passed by a voice vote.
- H.R. 5339 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 23-19.
9. **[H.R. 5340](#) (Rep. Banks)** – To amend the Employee Retirement Income Security Act of 1974 to ensure that pension plans provide notice to participants and beneficiaries on risks associated with certain investments, and for other purposes.
- Rep. Banks offered an amendment in the nature of a substitute to H.R. 5340 designated [BANK\\_130](#).
    - The amendment in the nature of a substitute passed by a voice vote.
- H.R. 5340 was ordered favorably reported to the House as amended, by a [roll call vote](#) of 23-19.