



MEMORANDUM

July 17, 2023

TO: Members of the Committee on Energy and Commerce
FROM: Committee Majority Staff
RE: Full Committee Markup

I. INTRODUCTION

On Wednesday, July 19, 2023, at 10:00 a.m. (ET), the Committee on Energy and Commerce will meet in open markup session in 2123 Rayburn House Office Building to consider the following:

- **H.R. 824, the Telehealth Benefit Expansion for Workers Act of 2023 (Rep. Walberg)**
- **H.R. 3226, the Prematurity Research Expansion and Education for Mothers who deliver Infants Early (PREEMIE) Reauthorization Act of 2023 (Rep. Eshoo)**
- **H.R. 3838, the Preventing Maternal Deaths Reauthorization Act of 2023 (Rep. Burgess)**
- **H.R. 3843, the Action for Dental Health Act of 2023 (Rep. Kelly)**
- **H.R. 3884, the Sickle Cell Disease and Other Heritable Blood Disorders Research, Surveillance, Prevention, and Treatment Act of 2023 (Rep. Burgess)**
- **H.R. 3821, the Firefighter Cancer Registry Reauthorization Act of 2023 (Rep. Pascrell)**
- **H.R. 3391, the Gabriella Miller Kids First Research Act 2.0 (Rep. Wexton)**
- **H.R. 3836, the Medicaid Primary Care Improvement Act (Rep. Crenshaw)**
- **H.R. 4531, the Support for Patients and Communities Reauthorization Act (Rep. Guthrie)**
- **H.R. 4529, the Public Health Guidance Transparency and Accountability Act of 2023 (Rep. Rodgers)**
- **H.R. 4381, the Public Health Emergency Congressional Review Act (Rep. Murphy)**
- **H.R. 3813, the CDC Leadership Accountability Act of 2023 (Rep. Guthrie)**
- **H.R. 4421, the Preparing for All Hazards and Pathogens Reauthorization Act (Rep. Hudson)**
- **H.R. 4420, the Preparedness and Response Reauthorization Act (Rep. Hudson)**
- **H.R. 3887, the Children’s Hospital GME Support Reauthorization Act of 2023 (Rep. Crenshaw)**

In keeping with Chair Rodgers’ announced policy, Members must submit any amendments they may have two hours before they are offered during this markup. Members may submit amendments by email to EandCdocs@mail.house.gov. Any information with respect to an amendment’s parliamentary standing (e.g., its germaneness) should be submitted at this time.

II. EXPLANATION OF LEGISLATION

H.R. 824, the Telehealth Benefit Expansion for Workers Act of 2023

- The bill, introduced by Rep. Walberg (R-MI), would expand upon a COVID-19 flexibility provisions offered by the Department of Health and Human Services (HHS), the Department of Labor, and the Department of the Treasury that increases the ability of employers to offer stand-alone coverage of telehealth-only services to employees.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 16-11. The Subcommittee adopted an amendment in the nature of a substitute offered by Rep. Guthrie (R-KY).

H.R. 3226, the Prematurity Research Expansion and Education for Mothers who deliver Infants Early (PREEMIE) Reauthorization Act of 2023

- The bill, introduced by Rep. Eshoo (D-CA), would reauthorize the Prematurity Research Expansion and Education for Mothers who deliver Infants Early Act for fiscal years 2024-2028. This reauthorization would include the renewal of research, education, and intervention activities and programs at the Centers for Disease Control and Prevention (CDC) and the Health Resources and Services Administration (HRSA) that focus on preventing preterm births and reducing infant mortality.
- The bill would also authorize a new study on the financial costs of premature births to society, among other things.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 26-0. The Subcommittee adopted an amendment offered by Rep. Miller-Meeks (R-IA).

H.R. 3838, the Preventing Maternal Deaths Reauthorization Act of 2023

- The bill, introduced by Rep. Burgess (R-TX), would reauthorize federal support for states to address disparities in maternal health outcomes and preserve the health of mothers during pregnancy, childbirth, and the postpartum period for fiscal years 2024-2028.
- The bill would also require the CDC to work in consultation with the HRSA to disseminate best practices relating to the prevention of maternal mortality to hospitals and other health care providers.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 28-0. The Subcommittee adopted an amendment in the nature of a substitute offered by Rep. Burgess.

H.R. 3843, the Action for Dental Health Act of 2023

- The bill, introduced by Rep. Kelly (D-IL), would reauthorize section 340G of the Public Health Service Act for fiscal years 2024 through 2028.
- This program provides support for the dental health workforce.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 27-0.

H.R. 3884, the Sickle Cell Disease and Other Heritable Blood Disorders Research, Surveillance, Prevention, and Treatment Act of 2023

- The bill, introduced by Rep. Burgess, would reauthorize section 1106 of the Public Health Service Act for fiscal years 2024 through 2028.
- This program provides support for research and treatment services for sickle cell disease and other heritable blood disorders.

- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 28-0. The Subcommittee adopted an amendment in the nature of a substitute, offered by Rep. Burgess.

H.R. 3821, the Firefighter Cancer Registry Reauthorization Act of 2023

- The bill, introduced by Rep. Pascrell (D-NJ), would reauthorize funding for the voluntary registry for firefighter cancer incidents under the CDC for fiscal years 2024 through 2028.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 28-0.

H.R. 3391, the Gabriella Miller Kids First Research Act 2.0

- The bill, introduced by Rep. Wexton (D-VA), would reauthorize funding for the National Institute of Health's (NIH) Gabriella Miller Kids First Pediatric Research Program.
- The bill would also require coordinating federal efforts related to pediatric cancer research, as well as a report detailing current federally funded programs and initiatives, and the advancements made.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 27-0. The Subcommittee adopted an amendment in the nature of a substitute offered by Rep. Bilirakis.

H.R. 3836, the Medicaid Primary Care Improvement Act

- The bill, introduced by Reps Crenshaw (R-TX) and Rep. Schrier (D-WA), would clarify that existing Medicaid law does not prohibit the ability of State Medicaid programs to utilize direct primary care as a means to provide primary care services to Medicaid beneficiaries.
- The bill would also task CMS with writing a report to Congress the extent to which such contracting arrangement already exists in Medicaid.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 28-0. The Subcommittee adopted an amendment in the nature of a substitute offered by Rep. Crenshaw.

H.R. 4531, the Support for Patients and Communities Reauthorization Act

- The bill, introduced by Rep. Guthrie would reauthorize key parts of the SUPPORT Act.
- This includes public health programs focused on prevention, treatment, and recovery for patients with substance use disorder, and a permanent extension of Medicaid's required coverage of medication-assisted treatments.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by voice vote.

H.R. 4529, the Public Health Guidance Transparency and Accountability Act of 2023

- The bill, introduced by Chair Rodgers (R-WA), would establish public participation requirements prior to finalization or implementation of guidance developed, issued, and disseminated by the CDC.
- The bill would also clarify CDC guidance is nonbinding and does not have the force or effect of the law.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 14-11.

H.R. 4381, the Public Health Emergency Congressional Review Act

- The bill, introduced by Rep. Murphy (R-NC) and Rep. Guthrie, would establish a Congressional review process, similar to that established under the National Emergency Act, in which, not later than six months after a declared Public Health Emergency (PHE), Congress may meet and vote on whether to terminate the PHE.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 14-12.

H.R. 3813, the CDC Leadership Accountability Act of 2023

- The bill, introduced by Rep. Guthrie, would require Senate confirmation of any Director of the CDC appointed on or after June 1, 2023.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 14-12.

H.R. 4421, the Preparing for All Hazards and Pathogens Reauthorization Act

- The bill, introduced by Rep. Hudson (R-NC), would reauthorize current programs to support public health security and all-hazards response, including strategic national stockpile (SNS), biomedical advanced research and development authority (BARDA), and public health emergency medical countermeasures enterprise (PHEMCE).
- The bill also includes provisions aimed at enhancing transparency across the agencies, supporting targeted research into certain medical countermeasures, and streamlining emergency response authorities, among others.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 17-11.

H.R. 4420, the Preparedness and Response Reauthorization Act

- The bill, introduced by Rep. Hudson, would reauthorize certain programs related to the CDC, and includes provisions aimed at efforts to support the distribution of medical countermeasures, control of biological agents and mosquito-borne diseases, and epidemiological monitoring, among others.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, without amendment, by a roll call vote of 16-12.

H.R. 3887, the Children's Hospital GME Support Reauthorization Act

- The bill, introduced by Rep. Crenshaw, would reauthorize payments to children's hospitals that operate Graduate Medical Education programs for fiscal years 2024 through 2028.
- The legislation also includes a prohibition on payments to children's hospitals that furnish specified procedures or drugs for minors.
- On Thursday, July 13, the Subcommittee on Health forwarded the bill to the full committee, as amended, by a roll call vote of 15-12. The Subcommittee adopted an amendment in the nature of a substitute offered by Rep. Crenshaw.

III. STAFF CONTACTS

If you have any questions regarding this markup, please contact Jolie Brochin with the Committee Staff at (202) 225-3641.