AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 7780
OFFERED BY Mr. Allen

Page 59, strike line 13 and all that follows through page 60, line 7, and insert the following:

(e) CONDITIONAL IMPLEMENTATION.—Notwithstanding any of the previous provisions of this section (including the amendments made by such provisions), the Secretary of Labor may not implement such provisions until such date that the Secretary, for the purposes of enforcing section 712 of the Employee Retirement Income Security Act of 1974, establishes through rulemaking—

(1) a defined set of nonquantitative treatment limitations on mental health or substance use disorder benefits;

(2) comprehensive model or sample analyses that demonstrate compliance across the different types of nonquantitative treatment limitations;

(3) de-identified examples of compliant nonquantitative treatment limitations; and

(4) a process and timeline for the 45-day corrective action period.