

**Markup of the FY19 Labor, Health and Human Services, Education, and Related Agencies
Appropriations Bill – Amendments
July 11, 2018**

- 1) Manager's Amendment, Rep. Tom Cole (R-OK-4) - Adopted, Voice Vote (attached)
Increase funding for the Infectious Diseases Rapid Reserve Fund by \$25 million. Increase funding for chronic disease prevention and health promotion by \$8 million. Increase funding for the National Institute for Occupational Safety and Health by \$4 million. Increase funding for substance abuse treatment by \$4 million.

- 2) Reunification Plan Amendment, Rep. Rosa DeLauro (D-CT-3) – Adopted, Voice Vote
Direct the HHS secretary to submit to Congress a plan to reunite migrant children separated from their parents. Specify that funds designated for the Office of the Secretary shall be reduced by \$100,000 for each day after August 1, 2018 that a reunification plan has not been submitted.

- 3) Border Security and Immigration Reform Act of 2018 Language, Rep. Cole - Adopted, 31 - 21
Include language from H.R. 6136, the "Border Security and Immigration Reform Act of 2018" related to the detention of unaccompanied migrant children. Specify that a child may not be released by the Department of Homeland Security except to a parent or legal guardian. Clarify that the detention of an accompanied child will be governed by sections 217, 235, 236 and 241 of the Immigration and Nationality Act.

- 4) Sibling Separation, Rep. Chellie Pingree (D-ME-1) - Adopted, Voice Vote
Direct the Office of Refugee Resettlement of the Health and Human Services Department to keep unaccompanied children who are siblings in the same facility or with the same sponsor.

- 5) Faith Based Agencies and Adoption, Rep. Robert Aderholt (R-AL-4) - Adopted, 29 - 23
Insert section prohibiting the federal government or any state or local government that receives federal funding for any program that provides child welfare services under the Social Security Act from taking adverse action against a child welfare service provider on the basis that the provider declines to facilitate a child welfare service that conflicts with the provider's religious beliefs or moral convictions.

- 6) Migrant Children Separation Report, Rep. David Price (D-NC-4) - Rejected, 21 - 29
Add report language to direct the Health and Human Services Department to submit a monthly report to the committee on the number of migrant children who have been separated from their parents, are under the care of the Office of Refugee Resettlement and have been reunited with their parents.

- 7) Medication of Separated Migrant Children, Rep. Katherine Clark (D-MA-5) - Adopted, Voice Vote
Require all migrant children who have been separated from their parents to be given a mental and physical health examination before being given necessary medication while in the care of the Office of Refugee Resettlement.

- 8) HHS and DHS Memorandum of Agreement, Rep. Lucille Roybal-Allard (D-CA-40) - Rejected, 20 - 29
Prohibit the use of funds from being used by the Health and Human Services Department from sharing information with the Homeland Security Department related to any personally identifiable information of a sponsor of an unaccompanied child or member of the household of a sponsor of such child.

9) Sense of Congress, Rep. Mark Pocan (D-WI-2) - Adopted, Voice Vote
Insert a sense of Congress that migrant children should not be separated from their parents.

10) HHS Inspector General Report, Rep. Debbie Wasserman Schultz (D-FL-23) – Adopted by Voice Vote

11) Family Case Management Program, Rep. Barbara Lee (D-CA-13) – Rejected 22-29
Increase funding for refugee and entrant assistance by \$30 million to be used to establish a Family Case Management Program within the Office of Refugee Resettlement. Decrease funding for grants for sexual risk avoidance by the same amount.

12) Housing Facility Requirements for Unaccompanied Minors, Rep. Jose Serrano (D-NY-15) – Rejected 22-20
Prohibit the use of funds from being used to house unaccompanied migrant minors unless the facility complies with the Flores Settlement Agreement, complies with all of section 235 of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008, or the HHS secretary determines it is necessary on a temporary basis due to an influx of children. Prohibit the use of funds to house unaccompanied migrant minors in soft-sided dormitories. Make other changes to the report.

13) ORR Compliance, Rep. Dutch Ruppersberger (D-MD-2) – Adopted Voice Vote
Add report language to direct the Office of Refugee Resettlement to comply with sections 462 of the Homeland Security Act of 2002 and section 235 of the William Wilberforce Trafficking Victims Protection Reauthorization Act of 2008 and the 1997 Flores Settlement Agreement related to the separation of migrant children.

14) Child Traumatic Stress Network, Rep. Rosa DeLauro (D-CT-3) - Adopted Voice Vote
Increase funding for SAMSA's Child Traumatic Stress Network by \$10 million.

15) DNA Protection, Rep. Marcy Kaptur (D-OH-9) – Adopted by Voice Vote
Insert language into the report directing the Office of Refugee Resettlement to ensure the protection of privacy and genetic material of individuals being tested.

16) Ms. L v. Ice, Flores Agreement Compliance, Rep. Grace Meng (D-NY-6) – Rejected 22-20
Prohibit the use of funds to carry out anything inconsistent with the preliminary injunction in Ms. L v. ICE or with the Flores v. Reno Settlement Agreement.

17) Sponsor Religious Affiliation, Rep. Katherine Clark (D-MA-5) – Adopted Voice Vote
Prohibit the use of funds in the bill by the Office of Refugee Resettlement to ask any question related to the practice of religion as part of an assessment for any potential sponsor or adoptive or foster parent of an unaccompanied migrant minor.

18) Native Language Speaker, Rep. Katherine Clark (D-MA-5) – Adopted Voice Vote
Require a report on the languages migrant children separated from their parents speak and the number of children who speak a language without an available translator.

19) Suicide Prevention, Rep. Jose Serrano (D-NY-15) – Rejected by Voice Vote
Increase funding for the National Suicide Prevention Lifeline by \$20 million. Increase funding for Garrett Lee Smith-Youth Suicide Prevention Campus grants by \$10 million. Increase funding for American Indian

and Alaska Native Suicide Prevention by \$ 5 million. Decrease funding for charter school and abstinence education grants by the same.

20) Trauma Treatment Report, Rep. Katherine Clark (D-MA-5) – Adopted by Voice Vote
Require a report on the guidance the Office of Refugee Resettlement is giving shelters about the mental health needs of children separated from their parents, resources provided to address the trauma and how the Office is ensuring treatment from mental health professionals.

21) Risk Adjustment Payments, Rep. Derek Kilmer (D-WA-6) – Rejected 22-27
Require the secretary of HHS to take actions to continue making risk adjustment payments under section 1343 of the Patient Protection and Affordable Care Act within 30 days of enactment.

22) Climate and Health Program, Rep. Matt Cartwright (D-PA-17) - Rejected, Voice Vote
Increase funding for the Centers for Disease Control's Climate and Health Program to the fiscal 2018 level of \$10 million.

23) Maximum Pell Grant Award, Rep. Lucille Roybal-Allard (D-CA-40) - Rejected, 22 - 28
Increase the maximum Pell Grant award by \$135.

24) Accrediting Council for Independent Colleges and Schools, Rep. Betty McCollum (D-MN-4) -
Rejected, 23 - 26
Prohibit the use of funds to recognize the Accrediting Council for Independent Colleges and Schools as an accrediting agency or association that meets the criteria under section 496(a) of the Higher Education Act of 1965.

25) Firearm Injury Prevention Research, Rep. Nita Lowey (D-NY-17) - Rejected, 20 - 32
Insert bill language to specify that \$10 million of the funds designated for injury prevention and control will be used for competitive grants to support firearm injury prevention research.
Sponsor:

26) Apprenticeship Programs, Rep. Rosa DeLauro (D-CT-3) - Rejected, 23 - 28
Include expenses for the National Apprenticeship Act under the necessary expenses carried out under training and employment services by the Labor Department.

27) \$15 Minimum Wage, Rep. Barbara Lee (D-CA-13) - Rejected, 21 - 30
Increase the minimum wage under the Fair Labor Standards Act to \$15 per hour by January 1 2025, including tipped workers.

28) Student Loan Deferment for Cancer Treatment, Rep. Betty McCollum (D-MN-4) - Adopted, Voice
Vote
Allow a borrower of a student loan who is undergoing cancer treatment to defer payment on the loan under the Higher Education Act of 1965.

29) Title X Funding, Rep. Nita Lowey (D-NY-17) - Rejected, 22 - 29
Allocate \$286,479,000 in funding for the Health Resources and Services Administration to carry out title X of the Public Health Service Act to provide for voluntary family planning. Prohibit the use of funds to implement any rule amending part 59 of title 42 of the Code of Federal Regulations, related to grants for

family planning services. Insert report language clarifying the amount is the same as the amount made available in fiscal 2018.

30) Blood Donation Questionnaire, Rep. Mike Quigley (D-IL-5) - Withdrawn, Without Objection
Add language to the report directing the National Heart, Lung and Blood Institute to work with the Food and Drug Administration to update the blood donor questionnaire to assess risk factors that might expose a potential donor to blood-borne illness.

31) Community Health Centers Funding, Rep. Chellie Pingree (D-ME-1) - Withdrawn, Without Objection
Increase funding for community health centers to \$100 million.

32) Planned Parenthood Funding, Rep. Katherine Clark (D-MA-5) - Rejected, 22 - 29
Strike section 533 that prohibits the use of funds for a "prohibited entity," which performs or provides any funds to any other entity that performs abortions other than in the case of pregnancy that is the result of an act of rape or incest, or in the case the woman would be placed in danger of death.

33) Drug Pricing Report, Rep. Marcy Kaptur (D-OH-9) - Adopted, 26 - 25
Require the HHS secretary to submit a report to the committee within 120 days of enactment on prescription drug prices paid for Medicare Part B, Medicare Part D, Medicaid under title XIX of the Social Security Act and the Veterans Affairs Department.

34) Health Careers Opportunity Program, Rep. Lucille Roybal-Allard (D-CA-40) - Withdrawn, Without Objection
Increase funding for carrying out titles III, VII and VIII of the Public Health Service Act by \$14.18 million to be used for carrying out the Health Careers Opportunity Program.

35) Affordable Care Act, Rep. Debbie Wasserman Schultz (D-FL-23) - Rejected, 22 - 29
Restore funding for CMS program management to the fiscal 2017 level. Strike section 527, which prohibits the use of funds to implement any provision of the Affordable Care Act. Strike section 528, which prohibits the use of funds to implement the Navigators program under the Affordable Care Act.

36) Wage Theft, Rep. Rosa DeLauro (D-CT-3) - Rejected, 22 - 29
Increase funding for the Wage and Hour Division of the Labor Department by \$30 million to be used to investigate wage theft. Decrease funding for abstinence education grants by the same amount.

37) Teen Pregnancy Prevention Program, Rep. Barbara Lee (D-CA-13) - Rejected, 21 - 29
Increase funding for the Office of the Secretary of the Department of Health and Human Services by \$101 million to be used for the Teen Pregnancy Prevention Program.

38) Federal Student Aid Performance Metrics, Rep. Tom Cole (R-OK-4) - Adopted, 30 - 20
Require employees of the Office of Federal Student Aid to meet performance targets established by the Education secretary to be eligible for a performance bonus.

39) Labor Training Programs, Rep. Barbara Lee (D-CA-13) - Rejected, 22-29
Strike section 109, which rescinds funds for training and employment services within the employment and training administration account in division H of the Consolidated Appropriations Act of 2018.
Increase funding for labor training programs by \$80.63 million to meet fiscal 2018 levels.

40) Advanced Education Nursing Grants, Rep. Lucille Roybal-Allard (D-CA-40) - Withdrawn, Without Objection

Increase funding for carrying out titles III, VII and VIII of the Public Health Service Act by \$8 million to be used to carry out section 811 of the Public Health Service Act, related to advanced education nursing grants.

41) State Consumer Laws and Student Loan Borrowers, Rep. Rosa DeLauro (D-CT-3) - Rejected, 22 - 29

Prohibit the use of funds until the Education secretary withdraws the agency interpretation, " Federal Preemption and State Regulation of the Department of Education's Federal Student Loan Programs and Federal Loan Servicers."

42) Preexisting Conditions, Rep. Debbie Wasserman Schultz (D-FL-23) - Rejected, 22 – 29

43) Nondiscriminatory Administration of School Discipline, Rep. Barbara Lee (D-CA-13) - Withdrawn, Without Objection

Prohibit the use of funds to rescind the joint "Dear Colleague" letter issued by the Education and Justice Departments on January 8, 2014 related to nondiscriminatory administration of school discipline.

44) Telework Policies for Federal Workers, Rep. Dutch Ruppersberger (D-MD-2) – Rejected by Voice Vote

Prohibit the use of funds to modify the telework policy of a federal agency that would reduce the number of days an employee may telework below the number specified in the policy as in effect on January 1, 2018.

45) Human Fetal Tissue Research, Rep. Mark Pocan (D-WI-2) - Rejected by Voice Vote

Strike section 532, which prohibits the use of funds to conduct research using human fetal tissue, such as stem cells, if the tissue is obtained pursuant to an induced abortion.

46) International Agency for Research on Cancer, Rep. Rosa DeLauro (D-CT-3) – Rejected by Voice Vote

Strike section 229, which prohibits the use of funds to support the Monograph Program of the International Agency for Research on Cancer (IARC) unless the NIH certifies in a report within 90 days of enactment that grants to IARC meet certain criteria.

47) Conscience Protection Act of 2018 Removal, Rep. Debbie Wasserman Schultz (D-FL-23) - Rejected, 31-21

Strike section 534, titled "Conscience Protection Act of 2018," which prohibits the federal government or any state or local government that receives federal financial assistance, from penalizing a health care provider that does not perform abortions or provide abortion coverage.

48) Supervised Injection Sites, Rep. Barbara Lee (D-CA-13) - Withdrawn, Without Objection

Strike the prohibition on federal funding for supervised injection sites.

49) Modified Separation Report, Rep. David Price (D-NC-4) - Adopted, Voice Vote

Require a monthly report by the HHS secretary describing, with regard to migrant children separated from their parents and in the custody of the Office of Refugee Resettlement, the number of children

separated, the length of the separation, the reunification status and the number of reunification or family detentions. Add report language directing that all parents or legal guardians be informed of the whereabouts of their children within 24 hours of separation.