

# House Calendar No. 53

119TH CONGRESS  
2D SESSION

# H. RES. 988

[Report No. 119–440]

Providing for consideration of the bill (H.R. 2988) 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; providing for consideration of the bill (H.R. 2262) to amend the Fair Labor Standards Act of 1938 to exclude certain activities from hours worked, and for other purposes; providing for consideration of the bill (H.R. 2270) to amend the Fair Labor Standards Act of 1938 to exclude child and dependent care services and payments from the rate used to compute overtime compensation; providing for consideration of the bill (H.R. 2312) to amend the Fair Labor Standards Act of 1938 to revise the definition of the term “tipped employee”, and for other purposes; and providing for consideration of the bill (H.R. 4366) to clarify the treatment of 2 or more employers as joint employers under the National Labor Relations Act and the Fair Labor Standards Act of 1938.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 12, 2026

Mrs. FISCHBACH, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

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## RESOLUTION

Providing for consideration of the bill (H.R. 2988) 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 pur-

poses; providing for consideration of the bill (H.R. 2262) to amend the Fair Labor Standards Act of 1938 to exclude certain activities from hours worked, and for other purposes; providing for consideration of the bill (H.R. 2270) to amend the Fair Labor Standards Act of 1938 to exclude child and dependent care services and payments from the rate used to compute overtime compensation; providing for consideration of the bill (H.R. 2312) to amend the Fair Labor Standards Act of 1938 to revise the definition of the term "tipped employee", and for other purposes; and providing for consideration of the bill (H.R. 4366) to clarify the treatment of 2 or more employers as joint employers under the National Labor Relations Act and the Fair Labor Standards Act of 1938.

1       *Resolved*, That upon adoption of this resolution it  
 2 shall be in order to consider in the House the bill (H.R.  
 3 2988) to amend the Employee Retirement Income Secu-  
 4 rity Act of 1974 to specify requirements concerning the  
 5 consideration of pecuniary and non-pecuniary factors, and  
 6 for other purposes. All points of order against consider-  
 7 ation of the bill are waived. The amendment in the nature  
 8 of a substitute recommended by the Committee on Edu-  
 9 cation and Workforce now printed in the bill shall be con-  
 10 sidered as adopted. The bill, as amended, shall be consid-  
 11 ered as read. All points of order against provisions in the  
 12 bill, as amended, are waived. The previous question shall  
 13 be considered as ordered on the bill, as amended, and on  
 14 any further amendment thereto, to final passage without

1 intervening motion except: (1) one hour of debate equally  
2 divided and controlled by the chair and ranking minority  
3 member of the Committee on Education and Workforce  
4 or their respective designees; (2) the further amendment  
5 printed in part A of the report of the Committee on Rules  
6 accompanying this resolution, if offered by the Member  
7 designated in the report, which shall be in order without  
8 intervention of any point of order, shall be considered as  
9 read, shall be separately debatable for the time specified  
10 in the report equally divided and controlled by the pro-  
11 ponent and an opponent, and shall not be subject to a  
12 demand for division of the question; and (3) one motion  
13 to recommit.

14       SEC. 2. Upon adoption of this resolution it shall be  
15 in order to consider in the House the bill (H.R. 2262)  
16 to amend the Fair Labor Standards Act of 1938 to ex-  
17 clude certain activities from hours worked, and for other  
18 purposes. All points of order against consideration of the  
19 bill are waived. The amendment in the nature of a sub-  
20 stitute recommended by the Committee on Education and  
21 Workforce now printed in the bill, modified by the amend-  
22 ment printed in part B of the report of the Committee  
23 on Rules accompanying this resolution, shall be considered  
24 as adopted. The bill, as amended, shall be considered as  
25 read. All points of order against provisions in the bill, as

1 amended, are waived. The previous question shall be con-  
2 sidered as ordered on the bill, as amended, and on any  
3 further amendment thereto, to final passage without inter-  
4 vening motion except: (1) one hour of debate equally di-  
5 vided and controlled by the chair and ranking minority  
6 member of the Committee on Education and Workforce  
7 or their respective designees; and (2) one motion to recom-  
8 mit.

9       SEC. 3. Upon adoption of this resolution it shall be  
10 in order to consider in the House any bill specified in sec-  
11 tion 4 of this resolution. All points of order against consid-  
12 eration of each such bill are waived. The respective amend-  
13 ments in the nature of a substitute recommended by the  
14 Committee on Education and Workforce now printed in  
15 each such bill shall be considered as adopted. Each such  
16 bill, as amended, shall be considered as read. All points  
17 of order against provisions in each such bill, as amended,  
18 are waived. The previous question shall be considered as  
19 ordered on each such bill, as amended, and on any further  
20 amendment thereto, to final passage without intervening  
21 motion except: (1) one hour of debate equally divided and  
22 controlled by the chair and ranking minority member of  
23 the Committee on Education and Workforce or their re-  
24 spective designees; and (2) one motion to recommit.

1        SEC. 4. The bills referred to in section 3 of this reso-  
2 lution are as follows:

3            (a) The bill (H.R. 2270) to amend the Fair  
4 Labor Standards Act of 1938 to exclude child and  
5 dependent care services and payments from the rate  
6 used to compute overtime compensation.

7            (b) The bill (H.R. 2312) to amend the Fair  
8 Labor Standards Act of 1938 to revise the definition  
9 of the term “tipped employee”, and for other pur-  
10 poses.

11           (c) The bill (H.R. 4366) to clarify the treat-  
12 ment of 2 or more employers as joint employers  
13 under the National Labor Relations Act and the  
14 Fair Labor Standards Act of 1938.

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