

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 3076) TO PROVIDE STABILITY TO AND ENHANCE THE SERVICES OF THE UNITED STATES POSTAL SERVICE, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 6617) MAKING FURTHER CONTINUING APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2022, AND FOR OTHER PURPOSES; AND FOR OTHER PURPOSES

FEBRUARY 7, 2022.—Referred to the House Calendar and ordered to be printed

Mr. RASKIN, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 912]

The Committee on Rules, having had under consideration House Resolution 912, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 3076, the Postal Service Reform Act of 2021, under a structured rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of the Committee on Oversight and Reform or their designees. The resolution waives all points of order against consideration of the bill. The resolution provides that an amendment in the nature of a substitute consisting of the text of Rules Committee Print 117-32 shall be considered as adopted and the bill, as amended, shall be considered as read. The resolution waives all points of order against provisions in the bill, as amended. The resolution makes in order the further amendment printed in this report, if offered by the Member designated in this report, which shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, and shall not be subject to a demand for division of the question. The resolution waives all points of order against the amendment printed in this report. The resolution provides one motion to recommit. The resolution further provides for consideration of H.R. 6617, the Further Additional Extending Government Funding Act, under a closed rule. The resolution provides one hour of general debate on the bill equally divided and controlled by the chair and ranking minority member of

the Committee on Appropriations or their designees. The resolution waives all points of order against consideration of the bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution provides for one motion to recommit. The resolution provides that House Concurrent Resolution 69 is hereby adopted. The resolution provides that for purposes of the joint session to receive the President of the United States on March 1, 2022, former Members, Delegates, and Resident Commissioners shall not be admitted to the Hall of the House or rooms leading thereto.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of H.R. 3076 includes a waiver of clause 10 of rule XXI, which prohibits consideration of a measure that has a net effect of increasing the deficit or reducing the surplus over the five- or 10-year period; however, the budgetary effects of the bill are fully offset over the 10-year period.

The waiver of all points of order against provisions in H.R. 3076, as amended, includes a waiver of clause 4 of rule XXI, which prohibits reporting a bill carrying an appropriation from a committee not having jurisdiction to report an appropriation.

Although the resolution waives all points of order against the amendment to H.R. 3076 printed in this report the Committee is not aware of any points of order. The waiver is prophylactic in nature.

The waiver of all points of order against consideration of H.R. 6617 includes a waiver of clause 11 of rule XXI, which prohibits consideration of a bill which has not been reported by a committee until such measure has been available to Members, Delegates, and the Resident Commissioner for 72 hours.

Although the resolution waives all points of order against provisions in H.R. 6617 the Committee is not aware of any points of order. The waiver is prophylactic in nature.

SUMMARY OF THE AMENDMENT TO H.R. 3076 MADE IN ORDER

1. Maloney, Carolyn (NY), Comer (KY): Clarifies the roles and responsibilities of the Office of Personnel Management, the Social Security Administration, and the Centers for Medicare & Medicaid Services regarding the information postal employees will need to enroll in Medicare Part B; specifies that performance standards must be submitted to the Postal Regulatory Commission for each product; and makes other technical and conforming changes to the bill. (10 minutes)

TEXT OF AMENDMENT TO H.R. 3076 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MALONEY OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 17, line 2, strike “2022” and insert “2023”.

Page 17, beginning on line 5, strike “section 1839(e) of the Social Security Act (42 U.S.C. 1395r(e))” and insert “an agreement between the United States Postal Service and the Secretary of the Department of Health and Human Services under section 1839(e)(1) of the Social Security Act (42 U.S.C. 1395r(e)(1))”.

Page 18, line 9, strike “by” and insert “for”.

Page 20, strike lines 10 through 15 and insert the following:

“(D) in consultation with the Centers for Medicare & Medicaid Services and the Social Security Administration, provide information to individuals about enrollment under the Medicare program under title XVIII of the Social Security Act, and refer individuals to the Centers for Medicare & Medicaid Services and the Social Security Administration as necessary for additional enrollment information; and”.

Page 24, before line 24, insert the following:

(C) APPLICATION TO CERTAIN POSTAL SERVICE ANNUITANTS OR FAMILY MEMBERS.—Section 1862(b)(1)(E) of the Social Security Act (42 U.S.C. 1395y(b)(1)(E)) is amended by adding at the end the following:

“(iv) APPLICATION TO CERTAIN POSTAL SERVICE ANNUITANTS OR FAMILY MEMBERS.—Nothing in this paragraph shall prohibit a group health plan from determining an individual’s eligibility to enroll in a health benefits plan offered under the Postal Service Health Benefits Program under section 8903c of title 5, United States Code, in accordance with subsection (e) of such section.”.

Page 26, line 19, strike “a” and insert “the”.

Page 28, line 5, strike “(o).” and insert “(o)”.

Page 28, starting on line 15, strike “through” and all that follows through line 18, and insert the following: “through—

“(1) a prescription drug plan; or

“(2) contracts between such a Program plan and the PDP sponsor of such a prescription drug plan.”.

Page 29, line 13, strike the period at the end and insert the following: “, or who may be subject to the enrollment requirements described in paragraphs (1) and (2) of section 8903c(e) of title 5, United States Code, as added by subsection (a).”.

Page 29, line 23, strike “are eligible” and insert “may be eligible”.

Page 30, strike lines 9 through 16.

Page 30, strike line 18 and all that follows through line 25 on page 31 and insert the following:

(1) CMS APPROPRIATION.—In addition to amounts otherwise available, there is appropriated to the Centers for Medicare & Medicaid Services—Program Management Account, for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$7,500,000, to remain available until expended, for the purposes of carrying out this section, including the amendments made by this section.

(2) SSA APPROPRIATION.—In addition to amounts otherwise available, there is appropriated to the Social Security Administration for fiscal year 2022, out of any money in the Treasury not otherwise appropriated, \$16,000,000, to remain available until expended, for the purposes of carrying out this section (with the exception of the purposes set forth in subsection (c)(3)(B)), including the amendments made by this section.

(3) OPM APPROPRIATION.—In addition to amounts otherwise available, there is appropriated to the Office of Personnel Management for fiscal year 2022, out of any money in the Treasury

not otherwise appropriated, \$70,500,000, to remain available until expended, for the purposes of carrying out this section, including the amendments made by this section.

Page 30, beginning on line 20, strike “Centers for Medicare & Medicaid Services—Program Management” and insert “the Centers for Medicare & Medicaid Services—Program Management Account”.

Page 31, line 11, after “out”, insert “subsection (c)(3) for the purposes set forth in”.

Page 32, strike lines 1 through 5 and insert the following:

(4) FUNDS CREDITED BY POSTAL SERVICE.—The United States Postal Service shall deposit an amount equal to the sum of the amounts appropriated under paragraphs (1), (2), and (3) into the Treasury as a miscellaneous receipt from the Postal Service Fund in fiscal year 2022.

Page 32, line 15, strike “described in subsection (c)(3)(B)” and insert “described in subsection (c)(3) for the purpose set forth in subsection (c)(3)(B)”.

Page 48, line 17, insert “for each product” after “performance”.

Page 48, line 21, insert “for each product” after “compliance”.