

ESHOO, Mr. EVANS, Mr. GONZALEZ, Mr. GRIJALVA, Mr. KANJORSKI, Mr. KENNEDY of Rhode Island, Mr. LANGEVIN, Mr. SCHIFF, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Ms. WOOLSEY, Mr. STARK, Mrs. NAPOLITANO, Mr. MCCOLLUM, Mr. McDERMOTT, Mr. PASTOR, Mr. PALLONE, Ms. ROYBAL-ALLARD, Ms. LINDA T. SANCHEZ of California, and Mr. SANDERS.

H.R. 677: Ms. ESHOO and Mr. PALLONE.
H.R. 742: Mr. DOYLE.
H.R. 814: Mr. ALEXANDER and Mr. BONNER.
H.R. 872: Mr. GARRETT of New Jersey.
H.R. 970: Mrs. WILSON of New Mexico.
H.R. 979: Mr. SHERMAN.
H.R. 1117: Mr. SIMPSON.
H.R. 1173: Mrs. JONES of Ohio and Mr. MURPHY.

H.R. 1193: Mr. TIAHRT.
H.R. 1264: Mr. McDERMOTT and Ms. JACKSON-LEE of Texas.

H.R. 1336: Ms. CORRINE BROWN of Florida, Mr. VITTER, and Mr. MARSHALL.

H.R. 1348: Mr. CUMMINGS.
H.R. 1357: Mr. HOFFFEL.
H.R. 1508: Mr. BISHOP of New York.
H.R. 1519: Mr. WEXLER.
H.R. 1662: Mr. BONNER and Mr. CRAMER.
H.R. 1726: Mr. BLUMENAUER.
H.R. 2023: Mr. JENKINS.

H.R. 2068: Ms. SCHAKOWSKY and Mr. KUCINICH.

H.R. 2096: Mr. BROWN of Ohio, Mr. STRICKLAND, Mr. MATSUI, Ms. GRANGER, and Mr. GREEN of Wisconsin.

H.R. 2133: Mr. SENSENBRENNER.
H.R. 2151: Mr. LAHOOD and Mr. DAVIS of Illinois.

H.R. 2157: Ms. MCCARTHY of Missouri, Mr. GILLMOR, Ms. LOFGREN, Mr. HINOJOSA, and Mr. TURNER of Ohio.

H.R. 2238: Mrs. JONES of Ohio, Ms. NORTON, Mr. TOWNS, Ms. LEE, and Mr. ETHERIDGE.

H.R. 2426: Ms. MAJETTE.
H.R. 2434: Ms. DELAURO.
H.R. 2464: Mr. CONYERS, Mr. ACKERMAN, Mr. BERMAN, Mr. CROWLEY, Mr. EVANS, Mr. HASTINGS of Florida, Mr. KENNEDY of Rhode Island, Mr. KUCINICH, Mr. PALLONE, Mr. PAYNE, Mr. WAXMAN, Mr. WEINER, Mr. RANGEL, and Mr. GRIJALVA.

H.R. 2490: Mrs. NAPOLITANO.
H.R. 2511: Mr. HOFFFEL and Ms. DELAURO.
H.R. 2569: Mr. CARDOZA.
H.R. 2574: Mr. MCGOVERN.
H.R. 2612: Mr. BRADY of Pennsylvania.
H.R. 2671: Mr. LUCAS of Oklahoma.
H.R. 2771: Mr. CROWLEY and Mr. MEEKS of New York.

H.R. 2814: Mr. MCCOTTER, Mr. WALSH, Mr. SOUDER, Mr. SESSIONS, Mr. COLLINS, Mr. LEWIS of Kentucky, and Mr. BOEHLERT.

H.R. 2824: Mr. BOEHNER.
H.R. 2863: Mr. STUPAK.
H.R. 2915: Mr. SHAW.
H.R. 2928: Mr. GERLACH and Ms. NORTON.
H.R. 2978: Mr. HALL, Mr. WALSH, Mr. PICKERING, Mr. SOUDER, Mr. GREEN of Wisconsin, and Mr. MANZULLO.

H.R. 3049: Mr. FRANK of Massachusetts and Mr. GORDON.

H.R. 3085: Mr. RUSH.
H.R. 3104: Mr. LARSEN of Washington, Mr. FORBES, Mr. KLINE, and Mr. GINGREY.

H.R. 3178: Mr. CRAMER.
H.R. 3194: Mr. ROGERS of Kentucky, Mr. JACKSON of Illinois, and Mr. ACEVEDO-VILA.

H.R. 3246: Mr. TANCREDO, Mr. ALLEN, Mr. MCINNIS, and Mrs. MUSGRAVE.

H.R. 3308: Mr. SMITH of Michigan, Mr. SCOTT of Georgia, and Mr. REHBERG.

H.R. 3359: Mr. WEXLER and Mr. DEUTSCH.
H.R. 3371: Mr. BLUMENAUER and Mr. MEEK of Florida.

H.R. 3377: Mrs. NAPOLITANO.
H.R. 3378: Mrs. CAPPS.

H.R. 3403: Mr. JONES of North Carolina, Mr. BOOZMAN, and Mr. GINGREY.

H.R. 3416: Mr. OLVER, Mr. LEVIN, and Mr. SCOTT of Virginia.

H.R. 3436: Mr. WALSH.

H.R. 3441: Mr. LAHOOD, Mr. GONZALEZ, Mr. KILDEE, Mr. ALEXANDER, Mr. ROGERS of Kentucky, Mr. GORDON, Mr. OLVER, and Mr. WAXMAN.

H.R. 3452: Mr. SOUDER.
H.R. 3474: Ms. HOOLEY of Oregon and Mr. MARKEY.

H.R. 3543: Mr. TIERNEY.
H.R. 3545: Mrs. TAUSCHER.

H.R. 3664: Mr. EHLERS.
H.R. 3673: Ms. LOFGREN.

H.R. 3676: Mr. KUCINICH.
H.R. 3716: Mr. SPRATT, Ms. KAPTUR, Mr. THOMPSON of Mississippi, Mr. MANZULLO, Mr. ADERHOLT, and Mr. SANDERS.

H.R. 3755: Mr. PASTOR and Mrs. MALONEY.
H.R. 3789: Mr. CARSON of Oklahoma.

H.R. 3793: Mr. DEUTSCH, Mr. EVANS, and Mr. OWENS.

H.R. 3804: Mr. LOBIONDO.
H.R. 3811: Mr. MILLER of Florida.

H.R. 3816: Mr. MCGOVERN.
H.R. 3824: Mr. KOLBE and Mr. PASTOR.

H.R. 3873: Mr. PLATTS, Mr. MARSHALL, Mrs. DAVIS of California, Mr. ANDREWS, Mr. NORWOOD, Mr. GEORGE MILLER of California, Mr. CROWLEY, Mr. VAN HOLLEN, Mr. HOFFFEL, Mr. JEFFERSON, Ms. NORTON, Ms. LOFGREN, Ms. BORDALLO, Mr. MCGOVERN, Mr. PETRI, Mr. ISAKSON, Mr. KIND, Mr. PRICE of North Carolina, Mrs. BIGBERT, Mr. HOLT, Mrs. MCCARTHY of New York, Mr. HINOJOSA, Mr. KILDEE, Mr. GRIJALVA, Ms. MILLENDER-MCDONALD, Mr. TIERNEY, Mr. TURNER of Ohio, and Ms. LEE.

H.R. 3888: Ms. LINDA T. SANCHEZ of California and Mr. LEWIS of Georgia.

H.R. 3889: Mr. SOUDER.
H.R. 3913: Mr. FOLEY.

H.R. 3926: Mr. INSLEE.
H.R. 3951: Mr. BALLENGER, Mr. BRADY of Pennsylvania, Mr. JONES of North Carolina, Mr. WALSH, and Mr. MEEHAN.

H.R. 3968: Ms. SLAUGHTER, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. KUCINICH, Mrs. JONES of Ohio, Mr. GRIJALVA, Mr. WEXLER, Mr. LANTOS, Mr. PALLONE, Mr. ACEVEDO-VILA, Mr. GREEN of Texas, Mr. HOLDEN, Ms. CORRINE BROWN of Florida, Mr. OWENS, and Ms. SCHAKOWSKY.

H.R. 3970: Mr. ROHRBACHER and Mr. SIMMONS.

H.R. 3980: Mr. MANZULLO.
H.R. 3984: Mrs. MYRICK.

H.R. 3985: Mr. GARRETT of New Jersey, Mr. MILLER of Florida, and Mrs. MYRICK.

H.R. 3986: Mr. GARRETT of New Jersey, Mr. MILLER of Florida, and Mrs. MYRICK.

H.R. 3993: Mr. POMEROY.
H.R. 3995: Mr. FORD, Mr. PETERSON of Minnesota, and Mr. SCOTT of Georgia.

H.R. 3999: Mr. DINGELL.
H.J. Res. 46: Mr. MCINTYRE.

H.J. Res. 72: Ms. ESHOO, Mr. MARSHALL, Mr. RENZI, Mr. RODRIGUEZ, and Mr. MATSUI.

H. Con. Res. 99: Mr. FARR and Mr. HASTINGS of Florida.

H. Con. Res. 213: Mr. ACEVEDO-VILA.
H. Con. Res. 276: Ms. BALDWIN.

H. Con. Res. 314: Mr. CLAY, Mr. SCOTT of Georgia, Ms. MAJETTE, and Mr. DEAL of Georgia.

H. Con. Res. 330: Mr. WAXMAN.
H. Con. Res. 332: Mr. MEEHAN, Mr. LATHAM, Mr. HULSHOF, Mr. BARRETT of South Carolina, Mr. TOM DAVIS of Virginia, Mr. SANDLIN, Mr. BOSWELL, Mr. SMITH of Texas, Mr. HAYES, Mr. EHLERS, Mr. RYUN of Kansas, Mr. ADERHOLT, Mr. BRADY of Pennsylvania, and Mr. LINCOLN DIAZ-BALART of Florida.

H. Con. Res. 366: Ms. BALDWIN, Mr. RANGEL, Mr. DAVIS of Illinois, Mr. ALEXANDER, Ms. ROYBAL-ALLARD, Mr. GRIJALVA, Mr. MATSUI, Ms. PELOSI, Mr. MCGOVERN, Mr. DOYLE, Mr. MENENDEZ, Mr. PAYNE, Mr. HOFFFEL, Mr.

PALLONE, Mrs. CAPPS, Mr. KENNEDY of Rhode Island, Mr. SERRANO, Mr. BOYD, Mr. PETERSON of Minnesota, Mr. LANTOS, and Mr. BAIRD.

H. Con. Res. 369: Ms. LEE and Ms. JACKSON-LEE of Texas.

H. Con. Res. 371: Mr. WELDON of Pennsylvania, Mr. ROTHMAN, Mr. BRADY of Pennsylvania, Mr. RAMSTAD, and Mr. LAMPSON.

H. Con. Res. 375: Mr. SANDERS, Mr. WOLF, Ms. JACKSON-LEE of Texas, Mr. GREENWOOD, Mr. HINCHEY, Mr. FARR, and Mr. TANNER.

H. Res. 307: Mr. INSLEE.

H. Res. 550: Mr. LATHAM, Mr. GREEN of Texas, Mr. NADLER, Mr. KUCINICH, Mr. PASTOR, Mr. LEVIN, and Mr. JACKSON of Illinois.

H. Res. 558: Mr. BLUMENAUER and Mr. EHLERS.

H. Res. 565: Mr. ABERCROMBIE, Mr. BLUMENAUER, Mr. EHLERS, Mr. HOFFFEL, Mr. JOHNSON of Illinois, Mr. SAXTON, Mr. SCOTT of Georgia, Mr. TERRY, and Mr. WOLF.

H. Res. 567: Mr. FERGUSON and Mrs. BLACKBURN.

AMENDMENTS

Under clause 8 of rule XVIII, proposed amendments were submitted as follows:

H. CON. RES. 393

OFFERED BY: Mr. EMANUEL

AMENDMENT No. 1: At the end, add the following new section:

SEC. ____ . SENSE OF THE HOUSE REGARDING A TRIGGER MECHANISM FOR PRESCRIPTION DRUG PRICE NEGOTIATION.

(a) FINDINGS.—The House finds the following:

(1) The cost of the new Medicare law, estimated by the Congressional Budget Office before its passage to be \$395,000,000,000 over ten years, has now been estimated by the Department of Health and Human Services to be \$534,000,000,000 over ten years. Without taking steps to control the cost of prescription drugs, the Medicare law will become an unsustainable burden on the the Government and on taxpayers. In addition, rising drug costs could end up shifting additional cost burdens to Medicare beneficiaries.

(2) Prescription drug costs increased 15.3 percent in 2003. These rising costs are one of the primary drivers of increasing health care costs, which ran at 9.3 percent last year.

(3) The Veterans' Administration as well as every private insurer depends on bulk negotiation to keep drug prices down.

(4) According to a study by the Inspector General of the Department of Health and Human Services, Medicare payments for 24 leading drugs in 2000 were \$887,000,000 higher than actual wholesale prices available to physicians and suppliers and \$1,9,000,000,000 higher than prices available through the Federal supply schedule used by the Department of Veterans Affairs and other Federal purchasers.

(5) Despite the fact that the private prescription drug plans provided for in the Medicare law have the right to negotiate with manufacturers, former CMS Administrator Tom Scully said that the type of private plans created by the Medicare law "doesn't exist in nature". Therefore, it is impossible to predict whether these private plans will in fact be able to acquire substantial discounts through negotiation. In addition, private plans cannot take advantage of the full purchasing power of 40,000,000 beneficiaries.

(6) Secretary Tommy Thompson said that he does not necessarily agree with the Administration's rationale for not allowing him

to negotiate, and that if he were given the power to negotiate, he would use it.

(b) SENSE OF THE HOUSE.—It is the sense of the House that—

(1) legislation should be adopted which would establish a trigger mechanism for negotiation of prescription drug prices by the Secretary of Health and Human Services; and

(2) this legislation would mandate that at any point when the expected ten-year expenditures for fiscal years 2004 through 2013 for Public Law 108-173 exceed the Congressional Budget Office estimate for this legislation, the Secretary of Health and Human Services would be required to immediately enter into direct negotiations with pharma-

ceutical manufacturers for competitive drug prices.

H. CON. RES. 393

OFFERED BY: MR. EMANUEL

AMENDMENT NO. 2: Paragraph (1)(A) of section 101 (the recommended levels of Federal revenues) is amended by increasing revenues for the fiscal years set forth below as follows:

Fiscal year 2005: \$875,000,000.

Fiscal year 2006: \$875,000,000.

Paragraph (1)(B) of section 101 (the amounts by which the aggregate levels of Federal revenues should be reduced) is amended by reducing the reduction for the fiscal years set forth below as follows:

Fiscal year 2005: \$875,000,000.

Fiscal year 2006: \$875,000,000.

Paragraph (2) of section 101 (the appropriate levels of new budget authority) is amended by increasing new budget authority for fiscal year 2006 by \$1,750,000,000.

Paragraph (3) of section 101 (the appropriate levels of total budget outlays) is amended by increasing total budget outlays for fiscal year 2006 by \$1,750,000,000.

Paragraph (4) of section 101 (deficits (on-budget) is amended by decreasing the deficit for fiscal year 2005 by \$875,000,000 and by increasing the deficit for fiscal year 2006 by \$875,000,000.

Paragraph (11) of section 102 (Education, Training, Employment, and Social Services (500)) is amended by increasing new budget authority and outlays for fiscal year 2006 by \$1,750,000,000.