

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. BRADY) that the House suspend the rules and pass the bill, as amended.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 401, nays 3, not voting 27, as follows:

[Roll No. 634]

YEAS—401

Ackerman	Crowley	Herrera Beutler
Adams	Cuellar	Higgins
Aderholt	Culberson	Himes
Alexander	Cummings	Hinchee
Altmire	Curson (MI)	Hinojosa
Amodei	Davis (CA)	Hirono
Andrews	Davis (IL)	Hochul
Austria	DeFazio	Holden
Bachmann	DeGette	Holt
Bachus	DeLauro	Honda
Baldwin	DelBene	Hoyer
Barber	Denham	Huelskamp
Barletta	Dent	Huizenga (MI)
Barrow	DesJarlais	Hultgren
Barton (TX)	Deutch	Hunter
Bass (CA)	Diaz-Balart	Hurt
Bass (NH)	Dicks	Israel
Becerra	Dingell	Issa
Benishkek	Doggett	Jackson Lee
Berg	Dold	(TX)
Berkley	Donnelly (IN)	Jenkins
Biggert	Doyle	Johnson (GA)
Bilirakis	Dreier	Johnson (OH)
Bishop (GA)	Duffy	Johnson, E. B.
Bishop (NY)	Duncan (SC)	Johnson, Sam
Bishop (UT)	Duncan (TN)	Jones
Black	Edwards	Jordan
Blackburn	Ellison	Kaptur
Blumenauer	Ellmers	Keating
Bonamici	Emerson	Kelly
Bonner	Engel	Kildee
Boren	Eshoo	Kind
Boswell	Farenthold	King (IA)
Boustany	Farr	Kingston
Brady (PA)	Fattah	Kinzinger (IL)
Brady (TX)	Fincher	Kissell
Braley (IA)	Fitzpatrick	Kline
Brooks	Flake	Kucinich
Broun (GA)	Fleischmann	Labrador
Brown (FL)	Fleming	Lamborn
Buchanan	Flores	Lance
Bucshon	Forbes	Langevin
Buerkle	Fortenberry	Lankford
Burgess	Frank (MA)	Larsen (WA)
Burton (IN)	Franks (AZ)	Larson (CT)
Butterfield	Frelinghuysen	Latham
Calvert	Fudge	LaTourette
Camp	Galleghy	Latta
Campbell	Garamendi	Lee (CA)
Canseco	Gardner	Levin
Cantor	Garrett	Lewis (CA)
Capito	Gerlach	Lewis (GA)
Capps	Gibbs	Lipinski
Capuano	Gibson	LoBiondo
Carnahan	Gingrey (VA)	Loebsack
Carney	Gohmert	Lofgren, Zoe
Carson (IN)	Goodlatte	Long
Carter	Gosar	Lowe
Cassidy	Gowdy	Lucas
Castor (FL)	Granger	Luetkemeyer
Chabot	Graves (GA)	Lummis
Chaffetz	Graves (MO)	Lungren, Daniel
Chandler	Green, Gene	E.
Chu	Griffin (AR)	Lynch
Ciulline	Griffith (VA)	Maloney
Clarke (MI)	Grijalva	Manzullo
Clarke (NY)	Grimm	Marchant
Clay	Guinta	Marino
Cleaver	Guthrie	Markey
Clyburn	Gutierrez	Masie
Coble	Hahn	Matheson
Coffman (CO)	Hall	Matsui
Cohen	Hanabusa	McCarthy (CA)
Cole	Hanna	McCarthy (NY)
Conaway	Harper	McCaul
Connolly (VA)	Harris	McCollum
Conyers	Hartzer	McDermott
Cooper	Hastings (FL)	McGovern
Costa	Hastings (WA)	McHenry
Courtney	Hayworth	McIntyre
Cravaack	Heck	McKeon
Crawford	Heinrich	McMorris
Crenshaw	Hensarling	Rodgers
Critz	Herger	McNerney

Meehan	Richmond	Smith (TX)
Meeks	Rigell	Smith (WA)
Mica	Rivera	Southerland
Michaud	Roby	Speier
Miller (FL)	Roe (TN)	Stearns
Miller (MI)	Rogers (AL)	Stivers
Miller (NC)	Rogers (KY)	Stutzman
Miller, Gary	Rogers (MI)	Sutton
Miller, George	Rohrabacher	Terry
Moore	Rokita	Thompson (CA)
Moran	Rooney	Thompson (MS)
Mulvaney	Ros-Lehtinen	Thompson (PA)
Murphy (PA)	Roskam	Thornberry
Myrick	Ross (AR)	Tiberi
Nadler	Ross (FL)	Tierney
Napolitano	Rothman (NJ)	Tipton
Neal	Roybal-Allard	Tonko
Neugebauer	Royce	Tsongas
Noem	Runyan	Turner (NY)
Nugent	Ruppersberger	Turner (OH)
Nunes	Rush	Upton
Olson	Ryan (OH)	Van Hollen
Oliver	Ryan (WI)	Velázquez
Owens	Sánchez, Linda	Visclosky
Palazzo	T.	Walberg
Pallone	Sanchez, Loretta	Walden
Pastor (AZ)	Sarbanes	Walsh (IL)
Paulsen	Scalise	Walz (MN)
Payne	Schakowsky	Wasserman
Pearce	Schiff	Schultz
Pelosi	Schilling	Waters
Perlmutter	Schmidt	Watt
Peters	Schock	Waxman
Petri	Schrader	Webster
Pingree (ME)	Schwartz	Welch
Pitts	Schweikert	West
Poe (TX)	Scott (SC)	Westmoreland
Polis	Scott (VA)	Whitfield
Pompeo	Scott, Austin	Wilson (FL)
Posey	Scott, David	Wilson (SC)
Price (GA)	Sensenbrenner	Wittman
Price (NC)	Serrano	Wolf
Quayle	Sessions	Womack
Quigley	Sewell	Woodall
Rahall	Sherman	Woolsey
Rangel	Shimkus	Yarmuth
Reed	Shuster	Yoder
Rehberg	Simpson	Young (AK)
Reichert	Sires	Young (FL)
Renacci	Slaughter	Young (IN)
Ribble	Smith (NE)	
Richardson	Smith (NJ)	

NAYS—3

Amash Foxx McClintock

NOT VOTING—27

Akin	Johnson (IL)	Paul
Baca	King (NY)	Pence
Bartlett	Landry	Peterson
Berman	Lujan	Platts
Bilbray	Mack	Reyes
Bono Mack	McKinley	Shuler
Costello	Murphy (CT)	Stark
Costalez	Nunnelee	Sullivan
Green, Al	Pascrell	Towns

□ 1428

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

The title was amended so as to read: “A bill to provide a demonstration project providing Medicare coverage for in-home administration of intravenous immune globulin (IVIG) and to amendment title XVIII of the Social Security Act with respect to the application of Medicare secondary payer rules for certain claims.”.

A motion to reconsider was laid on the table.

REFERRING QUAPAW TRIBE OF OKLAHOMA TRUST CLAIMS TO COURT OF FEDERAL CLAIMS

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to

the resolution (H. Res. 668) to refer H.R. 5862, a bill making congressional reference to the United States Court of Federal Claims pursuant to sections 1492 and 2509 of title 28, United States Code, the Indian trust-related claims of the Quapaw Tribe of Oklahoma (O-Gah-Pah) as well as its individual members, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas (Mr. SMITH) that the House suspend the rules and agree to the resolution, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mrs. MYRICK. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 398, nays 5, not voting 28, as follows:

[Roll No. 635]

YEAS—398

Ackerman	Chaffetz	Fleischmann
Adams	Chandler	Flores
Aderholt	Chu	Forbes
Alexander	Ciulline	Fortenberry
Altmire	Clarke (MI)	Fox
Amodei	Clarke (NY)	Frank (MA)
Andrews	Clay	Franks (AZ)
Austria	Cleaver	Frelinghuysen
Bachmann	Clyburn	Fudge
Bachus	Coble	Galleghy
Baldwin	Coffman (CO)	Gardner
Barber	Cohen	Garrett
Barletta	Cole	Gerlach
Barrow	Conaway	Gibbs
Barton (TX)	Connolly (VA)	Gibson
Bass (CA)	Conyers	Gingrey (GA)
Bass (NH)	Cooper	Gohmert
Becerra	Costa	Goodlatte
Benishkek	Courtney	Gosar
Berg	Cravaack	Gowdy
Berkley	Crawford	Granger
Biggert	Crenshaw	Graves (GA)
Bilirakis	Critz	Graves (MO)
Bishop (GA)	Crowley	Green, Gene
Bishop (NY)	Cuellar	Griffin (AR)
Bishop (UT)	Culberson	Griffith (VA)
Black	Cummings	Grijalva
Blackburn	Curson (MI)	Grimm
Blumenauer	Davis (CA)	Guinta
Bonamici	Davis (IL)	Guthrie
Bonner	DeFazio	Hahn
Boren	DeLauro	Hall
Boswell	DelBene	Hanabusa
Boustany	Denham	Hanna
Brady (PA)	Dent	Harper
Brady (TX)	DesJarlais	Harris
Braley (IA)	Deutch	Hartzer
Brooks	Diaz-Balart	Hastings (FL)
Broun (GA)	Dicks	Hayworth
Brown (FL)	Dingell	Heck
Buchanan	Doggett	Heinrich
Bucshon	Dold	Hensarling
Buerkle	Donnelly (IN)	Herger
Burgess	Doyle	Herrera Beutler
Burton (IN)	Dreier	Higgins
Butterfield	Duffy	Himes
Calvert	Duncan (SC)	Hinchee
Camp	Duncan (TN)	Hinojosa
Canseco	Edwards	Hirono
Cantor	Ellison	Hochul
Capito	Ellmers	Holden
Capps	Emerson	Holt
Capuano	Engel	Honda
Carnahan	Eshoo	Hoyer
Carney	Farenthold	Huelskamp
Carson (IN)	Farr	Huizenga (MI)
Carter	Fattah	Hultgren
Cassidy	Fincher	Hunter
Castor (FL)	Fitzpatrick	Hurt
Chabot	Flake	Israel

Issa	Moore	Schiff
Jackson Lee	Moran	Schilling
(TX)	Mulvaney	Schmidt
Jenkins	Murphy (PA)	Schock
Johnson (GA)	Myrick	Schrader
Johnson (OH)	Nadler	Schwartz
Johnson, E. B.	Napolitano	Schweikert
Johnson, Sam	Neal	Scott (SC)
Jones	Neugebauer	Scott (VA)
Jordan	Noem	Scott, Austin
Kaptur	Nugent	Scott, David
Keating	Nunes	Sensenbrenner
Kelly	Olson	Serrano
Kildee	Oliver	Sessions
Kind	Owens	Sewell
King (IA)	Palazzo	Sherman
Kingston	Pallone	Shimkus
Kinzinger (IL)	Pascarell	Shuster
Kissell	Pastor (AZ)	Simpson
Kline	Paul	Sires
Kucinich	Paulsen	Slaughter
Labrador	Payne	Smith (NE)
Lamborn	Pearce	Smith (NJ)
Lance	Pelosi	Smith (TX)
Langevin	Perlmutter	Smith (WA)
Lankford	Peters	Southerland
Larsen (WA)	Peterson	Speier
Larson (CT)	Petri	Stearns
Latham	Pingree (ME)	Stivers
LaTourette	Pitts	Stutzman
Latta	Poe (TX)	Sutton
Lee (CA)	Polis	Terry
Levin	Pompeo	Thompson (CA)
Lewis (CA)	Posey	Thompson (MS)
Lewis (GA)	Price (GA)	Thompson (PA)
Lipinski	Price (NC)	Thornberry
LoBiondo	Quayle	Tiberi
Loeback	Quigley	Tierney
Lofgren, Zoe	Rahall	Tipton
Long	Rangel	Reed
Lowey	Reed	Tonko
Lucas	Rehberg	Tsongas
Luetkemeyer	Reichert	Turner (NY)
Lummis	Renacci	Turner (OH)
Lungren, Daniel	Ribble	Upton
E.	Richardson	Van Hollen
Lynch	Richmond	Velázquez
Maloney	Rigell	Visclosky
Manzullo	Rivera	Walberg
Marchant	Roby	Walden
Marino	Roe (TN)	Walsh (IL)
Massie	Rogers (AL)	Walz (MN)
Matheson	Rogers (KY)	Wasserman
Matsui	Rogers (MI)	Schultz
McCarthy (CA)	Rohrabacher	Waters
McCarthy (NY)	Rokita	Watt
McCaul	Rooney	Waxman
McCollum	Ros-Lehtinen	Webster
McDermott	Roskam	Welch
McGovern	Ross (AR)	West
McHenry	Ross (FL)	Westmoreland
McIntyre	Rothman (NJ)	Whitfield
McKeon	Roybal-Allard	Wilson (FL)
McMorris	Royce	Wilson (SC)
Rodgers	Runyan	Wittman
McNerney	Ruppersberger	Wolf
Meehan	Rush	Womack
Meeks	Ryan (OH)	Woodall
Mica	Ryan (WI)	Woolsey
Michaud	Sánchez, Linda	Yarmuth
Miller (FL)	T.	Yoder
Miller (MI)	Sanchez, Loretta	Young (AK)
Miller (NC)	Sarbanes	Young (FL)
Miller, Gary	Scalise	Young (IN)
Miller, George	Schakowsky	

NAYS—5

Amash	Hastings (WA)	McClintock
Campbell	Markey	

NOT VOTING—28

Akin	Gonzalez	Nunnelee
Baca	Green, Al	Pence
Bartlett	Gutierrez	Platts
Berman	Johnson (IL)	Reyes
Billbray	King (NY)	Shuler
Bono Mack	Landry	Stark
Costello	Lujan	Sullivan
DeGette	Mack	Towns
Fleming	McKinley	
Garamendi	Murphy (CT)	

□ 1436

So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. PLATTS. Mr. Speaker, on rollcall Nos. 633, 634, and 635, I was inadvertently delayed and was not present. Had I been present, I would have voted “yea” on all three votes.

PERSONAL EXPLANATION

Mr. AL GREEN of Texas. Mr. Speaker, today, due to unforeseen circumstances, I missed the following votes:

H.R. 6672—To reauthorize certain programs under the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act with respect to public health security and all-hazards preparedness and response, and for other purposes—had I been present, I would have voted “yea.”

H.R. 1845—Medicare IVIG Access Act, as amended—had I been present, I would have voted “yea.”

H. Res. 668—To refer H.R. 5862, a bill making congressional reference to the United States Court of Federal Claims pursuant to sections 1492 and 2509 of title 28, United States Code, the Indian trust-related claims of the Quapaw Tribe of Oklahoma (O-Gah-Pah) as well as its individual members—had I been present, I would have voted “yea.”

MEDICARE IDENTITY THEFT PREVENTION ACT OF 2012

Mr. SAM JOHNSON of Texas. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 1509) to amend title II of the Social Security Act to prohibit the inclusion of Social Security account numbers on Medicare cards, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 1509

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Medicare Identity Theft Prevention Act of 2012”.

SEC. 2. PROHIBITION OF INCLUSION OF SOCIAL SECURITY ACCOUNT NUMBERS ON MEDICARE CARDS.

(a) IN GENERAL.—Section 205(c)(2)(C) of the Social Security Act (42 U.S.C. 405(c)(2)(C)) is amended—

(1) by moving clause (x), as added by section 1414(a)(2) of the Patient Protection and Affordable Care Act, 2 ems to the left;

(2) by redesignating clause (x), as added by section 2(a)(1) of the Social Security Number Protection Act of 2010, and clause (xi) as clauses (xi) and (xii), respectively; and

(3) by adding at the end the following new clause:

“(xiii) The Secretary of Health and Human Services, in consultation with the Commissioner of Social Security, shall establish cost-effective procedures to ensure that a Social Security account number (or derivative thereof) is not displayed, coded, or embedded on the Medicare card issued to an individual who is entitled to benefits under part A of title XVIII or enrolled under part B of title XVIII and that any other identifier displayed on such card is not identifiable as a Social Security account number (or derivative thereof).”.

(b) IMPLEMENTATION.—In implementing clause (xiii) of section 205(c)(2)(C) of the Social Security Act (42 U.S.C. 405(c)(2)(C)), as

added by subsection (a)(3), the Secretary of Health and Human Services shall establish a cost-effective process that involves the least amount of disruption to Medicare beneficiaries and health care providers. The Secretary shall consider implementing a process, similar to the process involving Railroad Retirement Board beneficiaries, under which a Medicare beneficiary identifier which is not a Social Security account number (or derivative thereof) is used external to the Department of Health and Human Services and is convertible over to a Social Security account number (or derivative thereof) for use internal to such Department and the Social Security Administration.

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—Clause (xiii) of section 205(c)(2)(C) of the Social Security Act (42 U.S.C. 405(c)(2)(C)), as added by subsection (a)(3), shall apply with respect to Medicare cards issued on and after an effective date specified by the Secretary of Health and Human Services, but in no case shall such effective date be later than the date that is 3 years after the date of the enactment of this Act.

(2) REISSUANCE.—The Secretary—

(A) shall provide for the reissuance of Medicare cards that comply with the requirements of such clause not later than 3 years after the effective date specified by the Secretary under paragraph (1); and

(B) may permit an individual to apply for the reissuance of a Medicare card that complies with such requirements before the date of reissuance otherwise provided under subparagraph (A) in such exceptional circumstances as the Secretary may specify.

(d) FUNDING.—

(1) OFFSET FROM MIF.—Amounts in the Medicare Improvement Fund under section 1898 of the Social Security Act (42 U.S.C. 1395iii) that are available for expenditures from the Fund for services furnished in a fiscal year (through fiscal year 2020) shall be available for transfer to the Centers for Medicare & Medicaid Services Program Management Account as the Secretary of Health and Human Services determines necessary to offset the costs incurred by the Secretary (including costs under the agreement described in paragraph (2)(A)) in such fiscal year (or a previous fiscal year) in implementing clause (xiii) of section 205(c)(2)(C) of such Act (42 U.S.C. 405(c)(2)(C)), as added by subsection (a)(3), and this section.

(2) AVAILABILITY OF FUNDING FOR THE SOCIAL SECURITY ADMINISTRATION.—

(A) FUNDING UNDER AGREEMENT.—The Commissioner of Social Security and the Secretary of Health and Human Services shall enter into and maintain an agreement which shall—

(i) provide funds to the Commissioner, at scheduled intervals as specified in the agreement, for the full costs of the responsibilities of the Commissioner under this section; and

(ii) require an annual accounting and reconciliation of the actual costs incurred and the funds provided under the agreement.

(B) AVAILABILITY OF FUNDS.—Amounts transferred to the Centers for Medicare & Medicaid Services Program Management Account under paragraph (1) shall be available to the Secretary of Health and Human Services to carry out the agreement under subparagraph (A) and the Secretary shall provide funds to the Commissioner as required under such agreement.

(e) ACCOUNTABILITY.—

(1) ACCOUNTING OF EXPENDITURES.—The Secretary of Health and Human Services and the Commissioner of Social Security shall—

(A) keep a detailed accounting of expenditures associated with the implementation of such clause and this section; and