[Submitted October 17, 1995]

H.R. 1508. The Committee on Government Reform and Oversight discharged from further consideration. H.R. 1508 referred to the Committee of the Whole House on the State of the Union.

TIME LIMITATION OF REFERRED BILL

Pursuant to clause 5 of rule X the following action was taken by the Speaker:

[Submitted October 16, 1995]

H.R. 2425. Referral to the Committees on the Judiciary and Rules extended for a period ending not later than October 16, 1995.

[Submitted October 17, 1995]

H.R. 1508. Referral to the Committee on Government Reform and Oversight extended for a period ending not later than October 17, 1995.

PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. HOKE (for himself, Mr. HYDE, Mr. LIVINGSTON, Mr. SPENCE, Mr. DELAY, Mr. BOEHNER, Mr. COX, Mr. STUMP, Mr. DORNAN, Mr. HUNTER, Mr. CUNNINGHAM, Mr. ROHRABACHER, Mr. ROYCE, Mr. BARR, Mr. BONO, Mr. FUNDERBURK, Mr. JONES, Mr. SHADEGG, Mr. SMITH of Texas, and Mr. HANSEN):

H.R. 2483. A bill to require the President to give notice of the intention of the United States to withdraw from the Anti-Ballistic Missile Treaty, and for other purposes; to the Committee on International Relations, and in addition to the Committee on National Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MINGE:

H.R. 2484. A bill to amend the Clean Air Act to modify the reformulated gas program; to the Committee on Commerce.

By Mr. ARCHER (for himself, Mr. BLILEY, Mr. BILIRAKIS, Mr. THOMAS, Mr. HYDE, Mr. GREENWOOD, Mr. HASTERT, Mrs. JOHNSON of Connecticut, and Mr. MCCRERY):

H.R. 2485. A bill to amend title XVIII of the Social Security Act to preserve and reform the Medicare Program; to the Committee on Ways and Means, and in addition to the Committees on Commerce, the Judiciary, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PETERSON of Minnesota:

H.R. 2486. A bill to amend title XVIII of the Social Security Act to preserve and reform the Medicare Program; to the Committee on Ways and Means, and in addition to the Committees on Commerce, the Judiciary, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSE:

H.R. 2487. A bill to amend title 5, United States Code, to allow periods of certain service performed as an employee under certain Federal-State cooperative programs to be creditable for purposes of civil service retirement; to the Committee on Government Reform and Oversight, and in addition to the Committees on Agriculture, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF:

H.R. 2488. A bill to amend title 18, United States Code, to provide appropriate remedies with respect to prison conditions; to the Committee on the Judiciary.

By Mrs. VUCANOVICH:

H.R. 2489. A bill to amend title XVIII of the Social Security Act to provide for coverage under the Medicare Program of certain additional oral anticancer drugs; to the Committee on Ways and Means, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYWORTH (for himself, Mr. PASTOR, and Mr. KOLBE):

H.R. 2490. A bill to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, AZ, and for other purposes; to the Committee on Resources, and in addition to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MOLLOHAN (for himself and Mr. BARTLETT of Maryland):

H.J. Res. 113. Joint resolution granting the consent of Congress to the compact to provide for joint natural resource management and enforcement of laws and regulations pertaining to natural resources and boating at the Jennings Randolph Lake Project lying in Garrett County, MD, and Mineral County, WV, entered into between the States of West Virginia and Maryland; to the Committee on the Judiciary.

By Mr. GOODLING:

H. Con. Res. 108. Concurrent resolution to correct technical errors in the enrollment of the bill H.R. 1594; considered and agreed to.

MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

165. By the SPEAKER: Memorial of the Legislature of the State of California, relative to homebased business; to the Committee on Economic and Educational Opportunities.

166. Also, memorial of the Legislature of the State of California, relative to Domestic Violence Awareness Month; to the Committee on Economic and Educational Opportunities.

167. Also, memorial of the Legislature of the State of California, relative to air pollution; to the Committee on Commerce.

168. Also, memorial of the Legislature of the State of California, relative to the Federal Clean Air Act; to the Committee on Commerce.

169. Also, memorial of the Legislature of the State of California, relative to a nonmotorized facility in the Tahoe Basin; to the Committee on Resources.

170. Also, memorial of the Legislature of the State of California, relative to Yosemite National Park; to the Committee on Resources.

171. Also, memorial of the Legislature of the State of California, relative to immigration; to the Committee on the Judiciary.

172. Also, memorial of the Legislature of the State of California, relative to airline ticket commission levels; to the Committee on the Judiciary.

173. Also, memorial of the Legislature of the State of California, relative to the Federal role in transportation; to the Committee on Transportation and Infrastructure.

174. Also, memorial of the Legislature of the State of California, relative to Korean war veterans; to the Committee on Veterans' Affairs.

175. Also, memorial of the Legislature of the State of California, relative to commemorating the 50th anniversary of Victory Over Japan Day; to the Committee on Veterans' Affairs.

ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 117: Mr. HOKE, Mr. WATTS of Oklahoma, Mr. LAHOOD, Mrs. ROUKEMA, Mr. TATE, Mr. WAMP, and Mr. LATOURETTE.

H.R. 127: Mr. DUNCAN, Mr. HUNTER, and Mr. MCDADE.

H.R. 218: Mr. BLILEY.

H.R. 353: Miss COLLINS of Michigan.

H.R. 359: Mr. YOUNG of Alaska.

H.R. 528: Mr. FAZIO of California, Mr. WALSH, Mr. LAHOOD, Mr. DEFAZIO, Mr. SAM JOHNSON, Miss COLLINS of Michigan, Mr. ZELIFF, Mr. LAFALCE, Mr. MFUME, Mr. FIELDS of Texas, Mrs. LOWEY, and Mr. GENE GREEN of Texas.

H.R. 682: Mr. GOODLATTE.

H.R. 705: Mr. SHADEGG.

H.R. 752: Mr. ROMERO-BARCELO.

H.R. 789: Mr. WHITE and Mr. FRANKS of Connecticut.

H.R. 899: Mr. MARTINI.

H.R. 910: Mr. OWENS, Ms. ROYBAL-ALLARD, and Mr. MEEHAN.

H.R. 941: Mrs. MEEK of Florida.

H.R. 997: Mr. BREWSTER, Mr. BROWN of California, Mr. HAYES, Mr. SCHIFF, Mr. STOCKMAN, Mr. TATE, Mrs. THURMAN, and Mr. WHITFIELD.

H.R. 1023: Mr. OWENS, Mr. JEFFERSON, Mr. EHLERS, and Mr. MILLER of California.

H.R. 1127: Mr. ANDREWS, Mr. MCCOLLUM, and Mr. RANGEL.

H.R. 1202: Mr. GUNDERSON, Mr. WOLF, Mr. DAVIS, and Mr. SCHIFF.

H.R. 1278: Mr. FOGLIETTA and Mr. STARK.

H.R. 1493: Mr. FOGLIETTA.

H.R. 1499: Mr. HASTERT and Mr. THORNBERRY.

H.R. 1500: Mr. DICKS and Mr. DURBIN.

H.R. 1589: Mr. HERGER and Mr. SENSENBRENNER.

H.R. 1626: Mr. WELDON of Florida and Mr. MICA.

H.R. 1627: Mr. SMITH of Texas and Ms. PRYCE.

H.R. 1651: Mr. ANDREWS.

H.R. 1684: Mrs. KENNELLY, Mr. GENE GREEN of Texas, and Mr. ORTON.

H.R. 1701: Ms. FURSE.

H.R. 1711: Mr. STOCKMAN and Mr. DAVIS.

H.R. 1713: Mr. FAZIO of California.

H.R. 1757: Mr. FOGLIETTA and Ms. SLAUGHTER.

H.R. 1758: Mrs. THURMAN and Mr. PALLONE.

H.R. 1796: Mr. CALVERT, Mr. INGLIS of South Carolina, Mr. BLILEY, and Mr. HANCOCK.

H.R. 1803: Mr. FARR.

H.R. 1834: Mr. ARCHER, Mr. BATEMAN, Mr. CRANE, Mr. DUNCAN, and Mr. HUNTER.

H.R. 1863: Mr. LUTHER and Mr. JOHNSTON of Florida.

H.R. 1876: Mr. MCDERMOTT, Mr. NADLER, Mr. WAXMAN, Mr. ENGEL, and Ms. RIVERS.

H.R. 1965: Mr. BACHUS, Mr. WATT of North Carolina, Mr. BONIOR, Mrs. ROUKEMA, Mr. FOLEY, Mrs. KENNELLY, and Ms. SLAUGHTER.

H.R. 1968: Ms. MOLINARI.
H.R. 2013: Mr. HOKE.
H.R. 2024: Mr. EWING, Mr. SCHAEFER, Mr. SENSENBRENNER, and Mr. STUPAK.
H.R. 2029: Mr. CONDIT.
H.R. 2137: Mr. WALSH and Mr. HOKE.
H.R. 2148: Mrs. KELLY, Mr. BONO, and Mr. SMITH of Michigan.
H.R. 2178: Mr. BONIOR and Mr. MASCARA.
H.R. 2190: Mr. GORDON, Mr. LEWIS of Kentucky, Mr. FOX, Mr. BEVILL, Mr. BARR, Mr. MOORHEAD, Mr. LIPINSKI, Mr. BONILLA, Mr. RADANOVICH, Mr. HEFLEY, Mr. LEWIS of Georgia, Mrs. KELLY, Mr. BONIOR, Mr. JONES, Mr. SAXTON, Mr. SKEEN, Mr. DORNAN, Mr. SOLOMON, Mr. RAHALL, Mr. HORN, and Mr. BOUCHER.
H.R. 2240: Mrs. MEYERS of Kansas, Ms. SLAUGHTER, and Ms. FURSE.
H.R. 2286: Mr. HUNTER.
H.R. 2339: Mr. STENHOLM.
H.R. 2364: Mr. BARTLETT of Maryland, Mr. FUNDERBURK, and Mr. SKEEN.
H.R. 2374: Mr. FARR and Mr. LEWIS of Georgia.
H.R. 2411: Ms. MCKINNEY and Mr. THORNBERRY.
H.R. 2429: Mr. PETERSON of Minnesota.
H.R. 2435: Mr. TALENT, Mr. ROHRABACHER, Mr. BURTON of Indiana, Mr. MCHUGH, Mrs SMITH of Washington, and Mr. FILNER.
H.R. 2468: Mr. ROGERS and Mr. STENHOLM.
H.J. Res. 64: Mr. SHADEGG.
H.J. Res. 70: Miss COLLINS of Michigan.
H.J. Res. 100: Mr. DIXON, Mrs. MYRICK, Mr. RICHARDSON, and Mr. ROYCE.
H.J. Res. 109: Mr. MOORHEAD, Mr. HORN, Mr. ROYCE, Mr. DORNAN, Mr. LIPINSKI, Mr. CALVERT, and Mrs. CHENOWETH.
H. Con. Res. 50: Ms. ROYBAL-ALLARD.
H. Con. Res. 95: Mr. ACKERMAN, Mr. SAXTON, Mr. BERMAN, Mr. FROST, Ms. ROYBAL-ALLARD, Mr. LIPINSKI, Mrs. SCHROEDER, Mr. MARKEY, Mr. TAYLOR of North Carolina, Mr. UNDERWOOD, Mrs. MEYERS of Kansas, Mr. MCNULTY, and Mr. PORTER.
H.J. Res. 39: Mr. FOGLIETTA.
H.J. Res. 214: Mr. SMITH of Michigan, Mr. HAYWORTH, Mr. BENTSEN, Mr. GANSKE, Mr. SANFORD, Mr. STUPAK, Mr. FOX, and Mr. CANADY.

DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rule XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2066: Mr. MILLER of California.

AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 39

OFFERED BY: MR. GOSS

AMENDMENT NO. 2: Page 29, line 3, add ''and'' after the semicolon.

Page 29, strike lines 4 through 7 (and redesignate the subsequent paragraph accordingly).

H.R. 39

OFFERED BY: MR. TRAFICANT

AMENDMENT NO. 3: At the end of the bill, add the following new section:

SEC. . SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.

(a) IN GENERAL.—Title IV, as amended by section 19, is further amended by adding at the end the following new section:

''SEC. 402. SENSE OF CONGRESS; NOTICE TO RECIPIENTS OF ASSISTANCE.

''(a) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—It is the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available under this Act should be American-made.

''(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance under this Act, the Secretary, to the greatest extent practicable, shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.''.

(b) CLERICAL AMENDMENT.—The table of contents in the first section, as amended by section 19, is further amended by adding at the end the following:

''Sec. 402. Sense of Congress; notice to recipients of assistance.''.

H.R. 2425

OFFERED BY: MR. ARCHER

(Amendment in the Nature of a Substitute)

AMENDMENT NO. 1: Strike all after the enacting clause and insert the following:

SECTION 1. PURPOSE.

The purpose of this Act is to reform the medicare program, in order to preserve and protect the financial stability of the program.

TITLE XV—MEDICARE

SEC. 15000. SHORT TITLE OF TITLE; AMENDMENTS AND REFERENCES TO OBRA; TABLE OF CONTENTS OF TITLE.

(a) SHORT TITLE.—This title may be cited as the ''Medicare Preservation Act of 1995''.

(b) AMENDMENTS TO SOCIAL SECURITY ACT.—Except as otherwise specifically provided, whenever in this title an amendment is expressed in terms of an amendment to or repeal of a section or other provision, the reference shall be considered to be made to that section or other provision of the Social Security Act.

(c) REFERENCES TO OBRA.—In this title, the terms ''OBRA–1986'', ''OBRA–1987'', ''OBRA–1989'', ''OBRA–1990'', and ''OBRA–1993'' refer to the Omnibus Budget Reconciliation Act of 1986 (Public Law 99–509), the Omnibus Budget Reconciliation Act of 1987 (Public Law 100–203), the Omnibus Budget Reconciliation Act of 1989 (Public Law 101–239), the Omnibus Budget Reconciliation Act of 1990 (Public Law 101–508), and the Omnibus Budget Reconciliation Act of 1993 (Public Law 103–66), respectively.

(d) TABLE OF CONTENTS OF TITLE.—The table of contents of this title is as follows:

Sec. 15000. Short title of title; amendments and references to OBRA; table of contents of title.

Subtitle A—MedicarePlus Program

PART 1—INCREASING CHOICE UNDER THE MEDICARE PROGRAM

Sec. 15001. Increasing choice under medicare.
Sec. 15002. MedicarePlus program.

''PART C—PROVISIONS RELATING TO MEDICAREPLUS

''Sec. 1851. Requirements for MedicarePlus organizations; high deductible/medisave products.
''Sec. 1852. Requirements relating to benefits, provision of services, enrollment, and premiums.
''Sec. 1853. Patient protection standards.
''Sec. 1854. Provider-sponsored organizations.
''Sec. 1855. Payments to MedicarePlus organizations.
''Sec. 1856. Establishment of standards for MedicarePlus organizations and products.
''Sec. 1857. MedicarePlus certification.
''Sec. 1858. Contracts with MedicarePlus organizations.
Sec. 15003. Duplication and coordination of medicare-related products.
Sec. 15004. Transitional rules for current medicare HMO program.

PART 2—SPECIAL RULES FOR MEDICAREPLUS MEDICAL SAVINGS ACCOUNTS

Sec. 15011. MedicarePlus MSA's.
Sec. 15012. Certain rebates excluded from gross income.

PART 3—SPECIAL ANTITRUST RULE FOR PROVIDER SERVICE NETWORKS

Sec. 15021. Application of antitrust rule of reason to provider service networks.

PART 4—COMMISSIONS

Sec. 15031. Medicare Payment Review Commission.
Sec. 15032. Commission on the Effect of the Baby Boom Generation on the Medicare Program.
Sec. 15033. Change in appointment of Administrator of HCFA.

PART 5—TREATMENT OF HOSPITALS WHICH PARTICIPATE IN PROVIDER-SPONSORED ORGANIZATIONS

Sec. 15041. Treatment of hospitals which participate in provider-sponsored organizations.

Subtitle B—Preventing Fraud and Abuse

PART 1—GENERAL PROVISIONS

Sec. 15101. Increasing awareness of fraud and abuse.
Sec. 15102. Beneficiary incentive programs.
Sec. 15103. Intermediate sanctions for medicare health maintenance organizations.
Sec. 15104. Voluntary disclosure program.
Sec. 15105. Revisions to current sanctions.
Sec. 15106. Direct spending for anti-fraud activities under medicare.
Sec. 15107. Permitting carriers to carry out prior authorization for certain items of durable medical equipment.
Sec. 15108. National Health Care Anti-Fraud Task Force.
Sec. 15109. Study of adequacy of private quality assurance programs.
Sec. 15110. Penalty for false certification for home health services.
Sec. 15111. Pilot projects.

PART 2—CRIMINAL LAW PROVISIONS

Sec. 15121. Offenses involving fraud, false statement, theft, or embezzlement.

Subtitle C—Regulatory Relief

PART 1—PHYSICIAN OWNERSHIP REFERRAL REFORM

Sec. 15201. Repeal of prohibitions based on compensation arrangements.
Sec. 15202. Revision of designated health services subject to prohibition.
Sec. 15203. Delay in implementation until promulgation of regulations.
Sec. 15204. Exceptions to prohibition.
Sec. 15205. Repeal of reporting requirements.
Sec. 15206. Preemption of State law.
Sec. 15207. Effective date.

PART 2—OTHER MEDICARE REGULATORY RELIEF

Sec. 15211. Repeal of Medicare and Medicaid Coverage Data Bank.
Sec. 15212. Clarification of level of intent required for imposition of sanctions.
Sec. 15213. Additional exception to anti-kickback penalties for managed care arrangements.
Sec. 15214. Solicitation and publication of modifications to existing safe harbors and new safe harbors.
Sec. 15215. Issuance of advisory opinions under title XI.
Sec. 15216. Prior notice of changes in billing and claims processing requirements for physicians' services.