

Committee on Energy and Commerce  
117<sup>th</sup> Congress

FULL COMMITTEE  
VIRTUAL MARKUP

**THURSDAY, FEBRUARY 11, 2021**

The Committee on Energy and Commerce met, pursuant to notice, at 11 a.m., a quorum being present, for a virtual markup on the Committee's WebEx platform, Hon. Frank Pallone, Jr. (Chairman of the committee) presiding. The business before the Committee was to consider legislative recommendations to comply with the reconciliation directive included in section 2001 of the Concurrent Resolution on the Budget for Fiscal Year 2021, S. Con. Res. 5. The following actions were taken:

1. **Subtitle A**, "Budget Reconciliation Legislative Recommendations Relating to Public Health", was ordered transmitted favorably to the House Committee on Budget, **amended**, by a roll call vote: 31-25 (*Roll call no. 13*) (**Final Passage**).

The following amendments were offered during consideration of Subtitle A:

- **An Amendment in the nature of a substitute (AINS) #1** (D-AINS\_01), offered by Mr. Pallone, was agreed to by a voice vote.
- **Amendment to the Pallone AINS #1a** (R-AMD\_80), offered by Mr. Upton, was defeated by a roll call vote: 25-31 (*Roll call no. 01*).
- **Amendment to the Pallone AINS #1b** (R-AMD\_39), offered by Mr. Scalise, was defeated by a roll call vote: 25-31 (*Roll call no. 02*).
- **Amendment to the Pallone AINS #1c** (R-AMD\_37), offered by Mr. Crenshaw, was defeated by a roll call vote: 25-31 (*Roll call no. 03*).
- **Amendment to the Pallone AINS #1d** (R-AMD\_48), offered by Mr. Carter, was defeated by a roll call vote: 25-31 (*Roll call no. 04*).
- **Amendment to the Pallone AINS #1e** (R-AMD\_38), offered by Mr. Hudson, was defeated by a roll call vote: 25-31 (*Roll call no. 05*).
- **Amendment to the Pallone AINS #1f** (R-AMD\_49), offered by Mr. Bucshon, was defeated by a roll call vote: 25-31 (*Roll call no. 06*).
- **Amendment to the Pallone AINS #1g** (R-AMD\_86), offered by Mr. Dunn, was defeated by a roll call vote: 26-31 (*Roll call no. 07*).
- **Amendment to the Pallone AINS #1h** (R-AMD\_67), offered by Mr. McKinley, was defeated by a roll call vote: 26-31 (*Roll call no. 08*).
- **Amendment to the Pallone AINS #1i** (R-AMD\_81), offered by Mr. Guthrie, was defeated by a roll call vote: 25-31 (*Roll call no. 09*).
- **Amendment to the Pallone AINS #1j** (R-AMD\_61), offered by Ms. Lesko, was defeated by a roll call vote: 26-31 (*Roll call no. 10*).

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- **Amendment to the Pallone AINS #1k** (R-AMD\_65), offered by Mr. Mullin, was defeated by a roll call vote: 26-31 (*Roll call no. 11*).
- **Amendment to the Pallone AINS #11** (R-AMD\_88), offered by Mr. Duncan, was defeated by a voice vote.
- **Amendment to the Pallone AINS #1m** (R-AMD\_32), offered by Mrs. Rodgers, was defeated by a roll call vote: 26-30 (*Roll call no. 12*).

Chairman Pallone then announced that the Committee would recess until tomorrow, Friday, February 12, 2021, to reconvene at 11 a.m. on the Committee's WebEx platform. Whereupon, at 11:30 p.m., the Committee stood in recess.

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**FRIDAY, FEBRUARY 12, 2021**

The Committee on Energy and Commerce reconvened on Friday, February 12, 2021 at 11 a.m., Hon. Frank Pallone, Jr. (Chairman of the committee) presiding, to continue a second day of a virtual markup on the Committee's WebEx platform. The business before the Committee was to continue consideration of legislative recommendations to comply with the reconciliation directive included in section 2001 of the Concurrent Resolution on the Budget for Fiscal Year 2021, S. Con. Res. 5 before the full Committee when it recessed the previous day, February 11, 2021. The following actions were taken:

2. **Subtitle B**, "Budget Reconciliation Legislative Recommendations Relating to Medicaid", was ordered transmitted favorably to the House Committee on Budget, **amended**, by a roll call vote: 30-26 (*Roll call no. 17*) (**Final Passage**).

The following amendments were offered during consideration of Subtitle B:

- **An Amendment in the nature of a substitute (AINS) #1** (MedcdssatXIX-ANS\_01), offered by Ms. Eshoo, was agreed to by a voice vote.
- **An Amendment to the Committee Print #2** (FC-AMD-MDCD\_08), offered by Mr. Scalise, was defeated by a roll call vote: 26-30 (*Roll call no. 14*).
- **Amendment to the Eshoo AINS #1a** (FC-AMD\_08-MATERNHLTH), offered by Mr. Burgess, was defeated by a roll call vote: 26-30 (*Roll call no. 15*).
- **Amendment to the Eshoo AINS #1b** (FC-AMD-MDCD\_08), offered by Mr. Burgess, was defeated by a roll call vote: 25-30 (*Roll call no. 16*).

3. **Subtitle C**, "Budget Reconciliation Legislative Recommendations Relating to Children's Health Insurance Program", was ordered transmitted favorably to the House Committee on Budget, **amended**, by a roll call vote: 30-24 (*Roll call no. 18*) (**Final Passage**).

The following amendments were offered during consideration of Subtitle C:

- **An Amendment in the nature of a substitute (AINS) #1** (CHIPSSAtXXI-ANS\_01), offered by Ms. Eshoo, was agreed to by a voice vote.

***The Committee recessed from 2:21 p.m. until 2:44 p.m.***

4. **Subtitle D**, "Budget Reconciliation Legislative Recommendations Relating to Other Provisions", was ordered transmitted favorably to the House Committee on Budget, **amended**, by a roll call vote, 31-24 (*Roll call no. 23*) (**Final Passage**).

The following amendments were offered during consideration of Subtitle D:

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- **An Amendment in the nature of a substitute (AINS) #1** (SubDANS\_02), offered by Mr. Pallone, was agreed to by a voice vote.
- **Amendment to the Pallone AINS #1a** (ENG\_06), offered by Mr. Duncan, was defeated by a roll call vote: 26-31 (*Roll call no. 19*).
- **Amendment to the Pallone AINS #1b** (SLW\_1094), offered by Mr. Latta, was defeated by a roll call vote: 25-31 (*Roll call no. 20*).
- **Amendment to the Pallone AINS #1c** (SLW\_1097), offered by Mr. Walberg, was defeated by a roll call vote: 24-30 (*Roll call no. 21*).
- **Amendment to the Pallone AINS #1d** (ENG\_07), offered by Mr. Armstrong, was defeated by a roll call vote: 24-31 (*Roll call no. 22*).

Whereupon, there being no further business, the Committee adjourned at 6:40 p.m., subject to the call of the Chair.