

AMENDMENT TO H. J. RES. 59
OFFERED BY MR. DESANTIS OF FLORIDA

At the end of the joint resolution (before the short title), insert the following:

1 SEC. 137. Section 1312(d)(3)(D) of the Patient Pro-
2 tection and Affordable Care Act (42 U.S.C.
3 18032(d)(3)(D)) is amended—

4 (1) by striking the subparagraph heading and
5 inserting the following:

6 “(D) MEMBERS OF CONGRESS, CONGRES-
7 SIONAL STAFF, AND POLITICAL APPOINTEES IN
8 THE EXCHANGE.—”;

9 (2) in clause (i), in the matter preceding sub-
10 clause (I)—

11 (A) by striking “and congressional staff
12 with” and inserting “, congressional staff, the
13 President, the Vice President, and political ap-
14 pointees with”; and

15 (B) by striking “or congressional staff
16 shall” and inserting “, congressional staff, the
17 President, the Vice President, or a political ap-
18 pointee shall”;

19 (3) in clause (ii)—

1 (A) in subclause (II), by inserting after
2 “Congress,” the following: “of a committee of
3 Congress, or of a leadership office of Con-
4 gress,”; and

5 (B) by adding at the end the following:

6 “(III) POLITICAL APPOINTEE.—

7 The term ‘political appointee’ means
8 any individual who—

9 “(aa) is employed in a posi-
10 tion described under sections
11 5312 through 5316 of title 5,
12 United States Code, (relating to
13 the Executive Schedule);

14 “(bb) is a limited term ap-
15 pointee, limited emergency ap-
16 pointee, or noncareer appointee
17 in the Senior Executive Service,
18 as defined under paragraphs (5),
19 (6), and (7), respectively, of sec-
20 tion 3132(a) of title 5, United
21 States Code; or

22 “(cc) is employed in a posi-
23 tion in the executive branch of
24 the Government of a confidential
25 or policy-determining character

1 under schedule C of subpart C of
2 part 213 of title 5 of the Code of
3 Federal Regulations.”; and

4 (4) by adding at the end the following:

5 “(iii) GOVERNMENT CONTRIBUTION.—

6 No Government contribution under section
7 8906 of title 5, United States Code, shall
8 be provided on behalf of an individual who
9 is a Member of Congress, a congressional
10 staff member, the President, the Vic-Presi-
11 dent, or a political appointees for coverage
12 under this paragraph.

13 “(iv) LIMITATION ON AMOUNT OF TAX
14 CREDIT OR COST-SHARING.—An individual
15 enrolling in health insurance coverage pur-
16 suant to this paragraph shall not be eligi-
17 ble to receive a tax credit under section
18 36B of the Internal Revenue Code of 1986
19 or reduced cost sharing under section 1402
20 of this Act in an amount that exceeds the
21 total amount for which a similarly situated
22 individual (who is not so enrolled) would be
23 entitled to receive under such sections.

24 “(v) LIMITATION ON DISCRETION FOR
25 DESIGNATION OF STAFF.—Notwith-

1 standing any other provision of law, a
2 Member of Congress shall not have discre-
3 tion in determinations with respect to
4 which employees employed by the office of
5 such Member are eligible to enroll for cov-
6 erage through an Exchange.”.

