

**AMENDMENT TO THE SENATE AMENDMENT TO H.**

**J. RES 59**

**OFFERED BY MR. McCAUL OF TEXAS**

At the appropriate place, insert the following:

1 **SEC. \_\_\_\_ . HEALTH INSURANCE COVERAGE FOR CERTAIN**  
2 **CONGRESSIONAL STAFF AND MEMBERS OF**  
3 **THE EXECUTIVE BRANCH.**

4 Section 1312(d)(3)(D) of the Patient Protection and  
5 Affordable Care Act (42 U.S.C. 18032(d)(3)(D)) is  
6 amendment—

7 (1) by striking the subparagraph heading and  
8 inserting the following:

9 “(D) MEMBERS OF CONGRESS, CONGRES-  
10 SIONAL STAFF, AND POLITICAL APPOINTEES IN  
11 THE EXCHANGE.—”;

12 (2) in clause (i), in the matter preceding sub-  
13 clause (I)—

14 (A) by striking “and congressional staff  
15 with” and inserting “, congressional staff, the  
16 President, the Vice President, and political ap-  
17 pointees with”; and

18 (B) by striking “or congressional staff  
19 shall” and inserting “, congressional staff, the

1 President, the Vice President, or a political ap-  
2 pointee shall”;

3 (3) in clause (ii)—

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

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

9 “(III) POLITICAL APPOINTEE.—

10 In this subparagraph, the term ‘polit-  
11 ical appointee’ means any individual  
12 who—

13 “(aa) is employed in a posi-  
14 tion described under sections  
15 5312 through 5316 of title 5,  
16 United States Code, (relating to  
17 the Executive Schedule);

18 “(bb) is a limited term ap-  
19 pointee, limited emergency ap-  
20 pointee, or noncareer appointee  
21 in the in the Senior Executive  
22 Service, as defined under para-  
23 graphs (5), (6), and (7), respec-  
24 tively, of section 3132(a) of title  
25 5, United States Code; or

1           “(cc) is employed in a posi-  
2           tion in the executive branch of  
3           the Government of a confidential  
4           or policy-determining character  
5           under schedule C of subpart C of  
6           part 213 of title 5 of the Code of  
7           Federal Regulations.”; and

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

9           “(iii) GOVERNMENT CONTRIBUTION.—  
10           No Government contribution under section  
11           8906 of title 5, United States Code, shall  
12           be provided on behalf of an individual who  
13           is a Member of Congress, a congressional  
14           staff member, the President, the Vice  
15           President, or a political appointee for cov-  
16           erage under this paragraph.

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

1 individual (who is not so enrolled) would be  
2 entitles to receive under such sections.

3 “(v) LIMITATION ON DISCRETION FOR  
4 DESIGNATION OF STAFF.—Notwith-  
5 standing any other provision of law, a  
6 Member of Congress shall not have discre-  
7 tion with respect to which employees em-  
8 ployed by the office of such Member are el-  
9 igible to enroll for coverage through an Ex-  
10 change.”.

