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(Original Signature of Member)

115TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To preserve the State-based system of insurance regulation and provide greater oversight of and transparency on international insurance standards setting processes, and for other purposes.

\_\_\_\_\_  
IN THE HOUSE OF REPRESENTATIVES

Mr. DUFFY (for himself and Mr. HECK) introduced the following bill; which was referred to the Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To preserve the State-based system of insurance regulation and provide greater oversight of and transparency on international insurance standards setting processes, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “International Insur-  
5 ance Standards Act of 2017”.

6 **SEC. 2. CONGRESSIONAL FINDINGS.**

7 The Congress finds the following:

1           (1) The State-based system for insurance regu-  
2           lation in the United States has served American con-  
3           sumers well for more than 150 years and has fos-  
4           tered an open and competitive marketplace with a  
5           diversity of insurance products to the benefit of pol-  
6           icyholders and consumers.

7           (2) Protecting policyholders by regulating to en-  
8           sure an insurer's ability to pay claims has been the  
9           hallmark of the successful United States system and  
10          should be the paramount objective of domestic pru-  
11          dential regulation and emerging international stand-  
12          ards.

13          (3) The Dodd-Frank Wall Street Reform and  
14          Consumer Protection Act (Public Law 111–203) re-  
15          affirmed the State-based insurance regulatory sys-  
16          tem.

17 **SEC. 3. REQUIREMENT THAT INSURANCE STANDARDS RE-**  
18 **FLECT UNITED STATES POLICY.**

19          (a) REQUIREMENT.—Parties representing the Fed-  
20          eral Government in any international regulatory, stand-  
21          ard-setting, or supervisory forum or in any negotiations  
22          of any international agreements relating to the prudential  
23          aspects of insurance shall not agree to, accede to, accept,  
24          or establish, and shall use their voice and shall vote to  
25          oppose, any proposed agreement or standard, including

1 proposals developed by the International Association of In-  
2 surance Supervisors (or a successor entity), unless such  
3 proposed agreement or standard—

4 (1) is consistent with and reflective of existing  
5 Federal and State laws, regulations, and policies on  
6 regulation of insurance, including the primacy of  
7 policyholder protection in solvency regulation; and

8 (2) recognizes existing Federal and State laws,  
9 regulations, and policies on the regulation of insur-  
10 ance as satisfying such proposals.

11 (b) FEDERAL INSURANCE OFFICE FUNCTIONS.—  
12 Subparagraph (E) of section 313(c)(1) of title 31, United  
13 States Code, is amended by inserting “Department of the  
14 Treasury of the” before “United States”.

15 (c) NEGOTIATIONS.—Nothing in this section shall be  
16 construed to prevent participation in negotiations of any  
17 proposed agreement or standard.

18 **SEC. 4. STATE INSURANCE REGULATOR INVOLVEMENT IN**  
19 **INTERNATIONAL STANDARD SETTING.**

20 In developing international insurance standards pur-  
21 suant to section 3, and throughout the negotiations of  
22 such standards, parties representing the Federal Govern-  
23 ment shall, on matters related to insurance, closely con-  
24 sult, coordinate with and include in such meetings, State  
25 insurance commissioners or, at the option of the State in-

1 surance commissioners, designees of the insurance com-  
2 missioners acting at their direction.

3 **SEC. 5. CONSULTATION WITH CONGRESS.**

4 (a) CONSULTATION.—Before initiating negotiations  
5 to enter into an agreement under section 3, during such  
6 negotiations, and before entering into any such agreement,  
7 parties representing the Federal Government shall provide  
8 written notice to and consult with the Committee on Fi-  
9 nancial Services of the House of Representatives and the  
10 Committee on Banking, Housing, and Urban Affairs of  
11 the Senate, and any other relevant committees of jurisdic-  
12 tion, regarding—

13 (1) the intention of the United States to par-  
14 ticipate or enter into such negotiations;

15 (2) the nature and objectives of the negotia-  
16 tions;

17 (3) the implementation of the agreement, in-  
18 cluding how it is consistent with and does not mate-  
19 rially differ from or otherwise affect Federal or  
20 State laws or regulations;

21 (4) the impact on the competitiveness of United  
22 States insurers; and

23 (5) the impact on United States consumers.

24 (b) SUBMISSION AND LAYOVER PROVISIONS.—Par-  
25 ties representing the Federal Government may not sign

1 the final text or otherwise agree to, accept, or establish  
2 an agreement under section 3 that would not have the  
3 force and effect of law before—

4 (1) such parties submit to the committees speci-  
5 fied in subsection (a), on a day in which both  
6 Houses of Congress are in session, a copy of the  
7 final legal text of the agreement; and

8 (2) the later of —

9 (A) the expiration of 90-day period begin-  
10 ning on the date on which the copy of the final  
11 legal text of the agreement is submitted to the  
12 congressional committees under paragraph (1);  
13 or

14 (B) if the President has vetoed a joint res-  
15 olution described in section 6(b) relating to the  
16 agreement, the expiration of the 15-day period  
17 described in section 6(a)(2).

18 (c) DELIVERY OF DOCUMENTS TO BOTH HOUSES.—

19 Whenever, pursuant to this section, written notice or a  
20 document is required to be transmitted to the Congress,  
21 copies of such notice or document shall be delivered to  
22 both Houses of Congress on the same day and shall be  
23 delivered to the Clerk of the House of Representatives if  
24 the House is not in session and to the Secretary of the  
25 Senate if the Senate is not in session.

1 **SEC. 6. CONGRESSIONAL REVIEW.**

2 (a) DISAPPROVAL.—

3 (1) IN GENERAL.—In the case of any agree-  
4 ment under section 3 that would not have the force  
5 and effect of law, the United States shall not be con-  
6 sidered a party to such agreement if, before the ex-  
7 piration of the 90-day period beginning on the day  
8 that the final legal text of the agreement is sub-  
9 mitted to the Congress pursuant to section 5(b)(1),  
10 a joint resolution described in subsection (b) is en-  
11 acted into law.

12 (2) VETO.—If the President vetoes the joint  
13 resolution, the joint resolution shall be treated as en-  
14 acted into law before the end of the 90-day period  
15 under paragraph (1) if both Houses of Congress  
16 vote to override such veto on or before the later of—

17 (A) the last day of such 90-day period; or

18 (B) the last day of the 15-day period (ex-  
19 cluding any day described in subsection (h)) be-  
20 ginning on the date the Congress receives the  
21 veto message from the President.

22 (b) CONTENTS OF RESOLUTION.—For purposes of  
23 this section, the term “resolution” means only a joint reso-  
24 lution of the two Houses of the Congress, that is intro-  
25 duced during the 60-day period beginning upon the sub-  
26 mission to the Congress pursuant to section 5(b)(1) of the

1 agreement to which such resolution relates, and the matter  
2 after the resolving clause of which is as follows: “That  
3 the Congress does not approve the agreement transmitted  
4 to the Congress pursuant to section 5(b)(1) of the Inter-  
5 national Insurance Standards Act of 2017, on  
6 \_\_\_\_\_.”, the blank space being filled with the ap-  
7 propriate date.

8 (c) REFERENCE TO COMMITTEES.—All resolutions  
9 introduced in the House of Representatives shall be re-  
10 ferred to the Committee on Financial Services and all res-  
11 olutions introduced in the Senate shall be referred to the  
12 Committee on Banking Housing and Urban Affairs.

13 (d) DISCHARGE OF COMMITTEES.—

14 (1) IN GENERAL.—If the committee of either  
15 House to which a resolution has been referred has  
16 not reported it at the end of 30 days after its intro-  
17 duction, not counting any day which is excluded  
18 under subsection (h), it is in order to move either to  
19 discharge the committee from further consideration  
20 of the resolution or to discharge the committee from  
21 further consideration of any other resolution intro-  
22 duced with respect to the same matter, except that  
23 a motion to discharge—

24 (A) may only be made on the second legis-  
25 lative day after the calendar day on which the

1 Member making the motion announces to the  
2 House his intention to do so; and

3 (B) is not in order after the committee has  
4 reported a resolution with respect to the same  
5 matter.

6 (2) PRIVILEGE.—A motion to discharge under  
7 paragraph (1) may be made only by an individual fa-  
8 voring the resolution, and is highly privileged in the  
9 House and privileged in the Senate; and debate  
10 thereon shall be limited to not more than 1 hour, the  
11 time to be divided in the House equally between  
12 those favoring and those opposing the resolution,  
13 and to be divided in the Senate equally between, and  
14 controlled by, the majority leader and the minority  
15 leader or their designees. An amendment to the mo-  
16 tion is not in order, and it is not in order to move  
17 to reconsider the vote by which the motion is agreed  
18 to or disagreed to.

19 (e) FLOOR CONSIDERATION IN THE HOUSE.—

20 (1) IN GENERAL.—A motion in the House of  
21 Representatives to proceed to the consideration of a  
22 resolution shall be highly privileged and not debat-  
23 able. An amendment to the motion shall not be in  
24 order, nor shall it be in order to move to reconsider



1 the vote by which the motion is agreed to or dis-  
2 agreed to.

3 (2) DEBATE; NO RECONSIDERATION.—Debate  
4 in the House of Representatives on a resolution shall  
5 be limited to not more than 20 hours, which shall  
6 be divided equally between those favoring and those  
7 opposing the resolution. A motion further to limit  
8 debate shall not be debatable. No amendment to, or  
9 motion to recommit, the resolution shall be in order.  
10 It shall not be in order to move to reconsider the  
11 vote by which a resolution is agreed to or disagreed  
12 to.

13 (3) CONSIDERATION OF OTHER MOTIONS.—Mo-  
14 tions to postpone, made in the House of Representa-  
15 tives with respect to the consideration of a resolu-  
16 tion, and motions to proceed to the consideration of  
17 other business, shall be decided without debate.

18 (4) APPEALS TO DECISIONS OF CHAIR.—All ap-  
19 peals from the decisions of the Chair relating to the  
20 application of the Rules of the House of Representa-  
21 tives to the procedure relating to a resolution shall  
22 be decided without debate.

23 (5) APPLICABILITY OF RULES.—Except to the  
24 extent specifically provided in the preceding provi-  
25 sions of this subsection, consideration of a resolution

1 in the House of Representatives shall be governed by  
2 the Rules of the House of Representatives applicable  
3 to other resolutions in similar circumstances.

4 (f) FLOOR CONSIDERATION IN THE SENATE.—

5 (1) MOTION TO PROCEED.—A motion in the  
6 Senate to proceed to the consideration of a resolu-  
7 tion shall be privileged. An amendment to the mo-  
8 tion shall not be in order, nor shall it be in order  
9 to move to reconsider the vote by which the motion  
10 is agreed to or disagreed to.

11 (2) DEBATE ON RESOLUTION.—Debate in the  
12 Senate on a resolution, and all debatable motions  
13 and appeals in connection therewith, shall be limited  
14 to not more than 20 hours, to be equally divided be-  
15 tween, and controlled by, the majority leader and the  
16 minority leader or their designees.

17 (3) DEBATE ON MOTION OR APPEAL.—Debate  
18 in the Senate on any debatable motion or appeal in  
19 connection with a resolution shall be limited to not  
20 more than 1 hour, to be equally divided between,  
21 and controlled by, the mover and the manager of the  
22 resolution, except that in the event the manager of  
23 the resolution is in favor of any such motion or ap-  
24 peal, the time in opposition thereto, shall be con-  
25 trolled by the minority leader or his designee. Such

1 leaders, or either of them, may, from time under  
2 their control on the passage of a resolution, allot ad-  
3 ditional time to any Senator during the consider-  
4 ation of any debatable motion or appeal.

5 (4) MOTION TO LIMIT DEBATE.—A motion in  
6 the Senate to further limit debate on a resolution,  
7 debatable motion, or appeal is not debatable. No  
8 amendment to, or motion to recommit, a resolution  
9 is in order in the Senate.

10 (g) PROCEDURES IN THE SENATE.—

11 (1) PROCEDURES.—Except as otherwise pro-  
12 vided in this section, the following procedures shall  
13 apply in the Senate to a resolution to which this sec-  
14 tion applies:

15 (A)(i) Except as provided in clause (ii), a  
16 resolution that has passed the House of Rep-  
17 resentatives shall, when received in the Senate,  
18 be referred to the Committee on Banking,  
19 Housing, and Urban Affairs for consideration  
20 in accordance with this section.

21 (ii) If a resolution to which this section ap-  
22 plies was introduced in the Senate before re-  
23 ceipt of a resolution that has passed the House  
24 of Representatives, the resolution from the  
25 House of Representatives shall, when received

1 in the Senate, be placed on the calendar. If this  
2 clause applies, the procedures in the Senate  
3 with respect to a resolution introduced in the  
4 Senate that contains the identical matter as the  
5 resolution that passed the House of Representa-  
6 tives shall be the same as if no resolution had  
7 been received from the House of Representa-  
8 tives, except that the vote on passage in the  
9 Senate shall be on the resolution that passed  
10 the House of Representatives.

11 (B) If the Senate passes a resolution be-  
12 fore receiving from the House of Representa-  
13 tives a joint resolution that contains the iden-  
14 tical matter, the joint resolution shall be held at  
15 the desk pending receipt of the joint resolution  
16 from the House of Representatives. Upon re-  
17 ceipt of the joint resolution from the House of  
18 Representatives, such joint resolution shall be  
19 deemed to be read twice, considered, read the  
20 third time, and passed.

21 (2) NON-IDENTICAL RESOLUTIONS.—If the  
22 texts of joint resolutions described in this section  
23 concerning any matter are not identical—

24 (A) the Senate shall vote passage on the  
25 resolution introduced in the Senate, and

1           (B) the text of the joint resolution passed  
2           by the Senate shall, immediately upon its pas-  
3           sage (or, if later, upon receipt of the joint reso-  
4           lution passed by the House), be substituted for  
5           the text of the joint resolution passed by the  
6           House of Representatives, and such resolution,  
7           as amended, shall be returned with a request  
8           for a conference between the two Houses.

9           (3) CONSIDERATION OF VETO MESSAGE.—Con-  
10          sideration in the Senate of any veto message with  
11          respect to a joint resolution described in subsection  
12          (b), including consideration of all debatable motions  
13          and appeals in connection therewith, shall be limited  
14          to 10 hours, to be equally divided between, and con-  
15          trolled by, the majority leader and the minority lead-  
16          er or their designees.

17          (h) COMPUTATION OF PERIOD.—For purposes of  
18          subsection (a)(1) of this section and subsection (b)(2) of  
19          section 5, the 90-day period referred to in such sub-  
20          sections shall be computed by excluding—

21               (1) the days on which either House is not in  
22               session because of an adjournment of more than 3  
23               days to a day certain or an adjournment of the Con-  
24               gress sine die, and

1           (2) any Saturday and Sunday, not excluded  
2           under paragraph (1), when either House is not in  
3           session.

4           (i) EXERCISE OF RULEMAKING POWER.—This sec-  
5           tion is enacted by the Congress—

6           (1) as an exercise of the rulemaking power of  
7           the House of Representatives and the Senate, re-  
8           spectively, and as such they are deemed a part of  
9           the rules of each House, respectively, but applicable  
10          only with respect to the procedure to be followed in  
11          that House in the case of resolutions described in  
12          subsection (b); and they supersede other rules only  
13          to the extent that they are inconsistent therewith;  
14          and

15          (2) with full recognition of the constitutional  
16          right of either House to change the rules (so far as  
17          relating to the procedure of that House) at any time,  
18          in the same manner and to the same extent as in  
19          the case of any other rule of that House.

20          (j) RULE OF CONSTRUCTION.—This section, and any  
21          failure to enact a resolution under this section, shall not  
22          be construed to be an endorsement of or to establish or  
23          expand any authority to enter into or implement an agree-  
24          ment described in section 3 that is not otherwise provided  
25          for under Federal law.

1 **SEC. 7. COVERED AGREEMENTS.**

2 (a) PREEMPTION OF STATE INSURANCE MEAS-  
3 URES.—Subsection (f) of section 313 of title 31, United  
4 States Code, is amended by striking “Director” each place  
5 such term appears and inserting “Secretary”.

6 (b) DEFINITION.—Paragraph (2) of section 313(r) of  
7 title 31, United States Code, is amended—

8 (1) in subparagraph (A), by striking “and” at  
9 the end;

10 (2) in subparagraph (B), by striking the period  
11 at the end and inserting “; and”; and

12 (3) by adding at the end the following new sub-  
13 paragraph:

14 “(C) applies only on a prospective basis.”.

15 (c) CONSULTATION; SUBMISSION AND LAYOVER;  
16 CONGRESSIONAL REVIEW.—Section 314 of title 31,  
17 United States Code is amended—

18 (1) in subsection (b)—

19 (A) in paragraph (2)(C), by striking  
20 “laws” and inserting the following: “and Fed-  
21 eral law, and the nature of any changes in the  
22 laws of the United States or the administration  
23 of such laws that would be required to carry out  
24 a covered agreement”; and

25 (B) by adding at the end the following new  
26 paragraph:

1           “(3) ACCESS TO NEGOTIATING TEXTS AND  
2 OTHER DOCUMENTS.—Congressional Committees  
3 and staff with proper security clearances shall be  
4 given access to United States negotiating proposals,  
5 consolidated draft texts, and other pertinent docu-  
6 ments related to the negotiations, including classi-  
7 fied materials.”;

8           (2) in subsection (c)—

9           (A) in the matter preceding paragraph (1),  
10 by striking “only if—” and inserting the fol-  
11 lowing: “only if, before signing the final legal  
12 text or otherwise entering into the agreement—  
13 ”;

14           (B) in paragraph (1), by striking “congres-  
15 sional committees specified in subsection  
16 (b)(1)” and inserting “congressional committees  
17 and to staff with proper security clearances”;  
18 and

19           (C) by striking paragraph (2) and insert-  
20 ing the following new paragraph:

21           “(2)(A) the 90-day period beginning on the  
22 date on which the copy of the final legal text of the  
23 agreement is submitted under paragraph (1) to the  
24 congressional committees and staff has expired; and



1           “(B) if the President has vetoed a joint resolu-  
2           tion described in subsection (d)(2) relating to the  
3           agreement, the 15-day period described in subsection  
4           (d)(1)(B)(ii) has expired.”; and

5           (3) by adding at the end the following new sub-  
6           sections:

7           “(d) CONGRESSIONAL REVIEW.—

8           “(1) DISAPPROVAL.—

9           “(A) IN GENERAL.—A covered agreement  
10           shall have no force and effect in the United  
11           States if, before the expiration of the 90-day  
12           period beginning on the day that the final legal  
13           text of the agreement is submitted to the Con-  
14           gress pursuant to subsection (c), a joint resolu-  
15           tion described in paragraph (2) is enacted into  
16           law.

17           “(B) VETO.—If the President vetoes the  
18           joint resolution, the joint resolution shall be  
19           treated as enacted into law before the end of  
20           the 90-day period under subparagraph (A) if  
21           both Houses of Congress vote to override such  
22           veto on or before the later of—

23                       “(i) the last day of such 90-day pe-  
24                       riod; or

1                   “(ii) the last day of the 15-day period  
2                   (excluding any day described in paragraph  
3                   (8)) beginning on the date the Congress  
4                   receives the veto message from the Presi-  
5                   dent.

6                   “(2) CONTENTS OF RESOLUTIONS.—For pur-  
7                   poses of this subsection, the term ‘resolution’ means  
8                   only a joint resolution of the two Houses of the Con-  
9                   gress, that is introduced during the 60-day period  
10                  beginning upon the submission to the Congress pur-  
11                  suant to subsection (c) of the covered agreement to  
12                  which such resolution relates, and the matter after  
13                  the resolving clause of which is as follows: ‘That the  
14                  Congress does not approve the covered agreement  
15                  transmitted to the Congress pursuant to section  
16                  314(c) of title 31, United States Code, on  
17                  \_\_\_\_\_.’, the blank space being filled with  
18                  the appropriate date.

19                  “(3) REFERENCE TO COMMITTEES.—All resolu-  
20                  tions introduced in the House of Representatives  
21                  shall be referred to the Committee on Financial  
22                  Services and all resolutions introduced in the Senate  
23                  shall be referred to the Committee on Banking  
24                  Housing and Urban Affairs.

25                  “(4) DISCHARGE OF COMMITTEES.—

1           “(A) IN GENERAL.—If the committee of ei-  
2           ther House to which a resolution has been re-  
3           ferred has not reported it at the end of 30 days  
4           after its introduction, not counting any day  
5           which is excluded under paragraph (8), it is in  
6           order to move either to discharge the committee  
7           from further consideration of the resolution or  
8           to discharge the committee from further consid-  
9           eration of any other resolution introduced with  
10          respect to the same matter, except that a mo-  
11          tion to discharge—

12                   “(i) may only be made on the second  
13                   legislative day after the calendar day on  
14                   which the Member making the motion an-  
15                   nounces to the House his intention to do  
16                   so; and

17                   “(ii) is not in order after the com-  
18                   mittee has reported a resolution with re-  
19                   spect to the same matter.

20          “(B) PRIVILEGE.—A motion to discharge  
21          under subparagraph (A) may be made only by  
22          an individual favoring the resolution, and is  
23          highly privileged in the House and privileged in  
24          the Senate; and debate thereon shall be limited  
25          to not more than 1 hour, the time to be divided

1 in the House equally between those favoring  
2 and those opposing the resolution, and to be di-  
3 vided in the Senate equally between, and con-  
4 trolled by, the majority leader and the minority  
5 leader or their designees. An amendment to the  
6 motion is not in order, and it is not in order  
7 to move to reconsider the vote by which the mo-  
8 tion is agreed to or disagreed to.

9 “(5) FLOOR CONSIDERATION IN THE HOUSE.—

10 “(A) IN GENERAL.—A motion in the  
11 House of Representatives to proceed to the con-  
12 sideration of a resolution shall be highly privi-  
13 leged and not debatable. An amendment to the  
14 motion shall not be in order, nor shall it be in  
15 order to move to reconsider the vote by which  
16 the motion is agreed to or disagreed to.

17 “(B) DEBATE; NO RECONSIDERATION.—  
18 Debate in the House of Representatives on a  
19 resolution shall be limited to not more than 20  
20 hours, which shall be divided equally between  
21 those favoring and those opposing the resolu-  
22 tion. A motion further to limit debate shall not  
23 be debatable. No amendment to, or motion to  
24 recommit, the resolution shall be in order. It  
25 shall not be in order to move to reconsider the

1 vote by which a resolution is agreed to or dis-  
2 agreed to.

3 “(C) CONSIDERATION OF OTHER MO-  
4 TIONS.—Motions to postpone, made in the  
5 House of Representatives with respect to the  
6 consideration of a resolution, and motions to  
7 proceed to the consideration of other business,  
8 shall be decided without debate.

9 “(D) APPEALS TO DECISIONS OF CHAIR.—  
10 All appeals from the decisions of the Chair re-  
11 lating to the application of the Rules of the  
12 House of Representatives to the procedure re-  
13 lating to a resolution shall be decided without  
14 debate.

15 “(E) APPLICABILITY OF RULES.—Except  
16 to the extent specifically provided in the pre-  
17 ceeding provisions of this paragraph, consider-  
18 ation of a resolution in the House of Represent-  
19 atives shall be governed by the Rules of the  
20 House of Representatives applicable to other  
21 resolutions in similar circumstances.

22 “(6) FLOOR CONSIDERATION IN THE SEN-  
23 ATE.—

24 “(A) MOTION TO PROCEED.—A motion in  
25 the Senate to proceed to the consideration of a

1 resolution shall be privileged. An amendment to  
2 the motion shall not be in order, nor shall it be  
3 in order to move to reconsider the vote by  
4 which the motion is agreed to or disagreed to.

5 “(B) DEBATE ON RESOLUTION.—Debate  
6 in the Senate on a resolution, and all debatable  
7 motions and appeals in connection therewith,  
8 shall be limited to not more than 20 hours, to  
9 be equally divided between, and controlled by,  
10 the majority leader and the minority leader or  
11 their designees.

12 “(C) DEBATE ON MOTION OR APPEAL.—  
13 Debate in the Senate on any debatable motion  
14 or appeal in connection with a resolution shall  
15 be limited to not more than 1 hour, to be equal-  
16 ly divided between, and controlled by, the mover  
17 and the manager of the resolution, except that  
18 in the event the manager of the resolution is in  
19 favor of any such motion or appeal, the time in  
20 opposition thereto, shall be controlled by the  
21 minority leader or his designee. Such leaders, or  
22 either of them, may, from time under their con-  
23 trol on the passage of a resolution, allot addi-  
24 tional time to any Senator during the consider-  
25 ation of any debatable motion or appeal.

1           “(D) MOTION TO LIMIT DEBATE.—A mo-  
2           tion in the Senate to further limit debate on a  
3           resolution, debatable motion, or appeal is not  
4           debatable. No amendment to, or motion to re-  
5           commit, a resolution is in order in the Senate.

6           “(7) PROCEDURES IN THE SENATE.—

7           “(A) PROCEDURES.—Except as otherwise  
8           provided in this section, the following proce-  
9           dures shall apply in the Senate to a resolution  
10          to which this subsection applies:

11          “(i)(I) Except as provided in sub-  
12          clause (II), a resolution that has passed  
13          the House of Representatives shall, when  
14          received in the Senate, be referred to the  
15          Committee on Banking, Housing, and  
16          Urban Affairs for consideration in accord-  
17          ance with this subsection.

18          “(II) If a resolution to which this sub-  
19          section applies was introduced in the Sen-  
20          ate before receipt of a resolution that has  
21          passed the House of Representatives, the  
22          resolution from the House of Representa-  
23          tives shall, when received in the Senate, be  
24          placed on the calendar. If this subclause  
25          applies, the procedures in the Senate with

1 respect to a resolution introduced in the  
2 Senate that contains the identical matter  
3 as the resolution that passed the House of  
4 Representatives shall be the same as if no  
5 resolution had been received from the  
6 House of Representatives, except that the  
7 vote on passage in the Senate shall be on  
8 the resolution that passed the House of  
9 Representatives.

10 “(ii) If the Senate passes a resolution  
11 before receiving from the House of Rep-  
12 resentatives a joint resolution that contains  
13 the identical matter, the joint resolution  
14 shall be held at the desk pending receipt of  
15 the joint resolution from the House of  
16 Representatives. Upon receipt of the joint  
17 resolution from the House of Representa-  
18 tives, such joint resolution shall be deemed  
19 to be read twice, considered, read the third  
20 time, and passed.

21 “(B) NON-IDENTICAL RESOLUTIONS.— If  
22 the texts of joint resolutions described in this  
23 subsection concerning any matter are not iden-  
24 tical—



1           “(i) the Senate shall vote passage on  
2           the resolution introduced in the Senate,  
3           and

4           “(ii) the text of the joint resolution  
5           passed by the Senate shall, immediately  
6           upon its passage (or, if later, upon receipt  
7           of the joint resolution passed by the  
8           House), be substituted for the text of the  
9           joint resolution passed by the House of  
10          Representatives, and such resolution, as  
11          amended, shall be returned with a request  
12          for a conference between the two Houses.

13          “(C) CONSIDERATION OF VETO MES-  
14          SAGE.—Consideration in the Senate of any veto  
15          message with respect to a joint resolution de-  
16          scribed in paragraph (2), including consider-  
17          ation of all debatable motions and appeals in  
18          connection therewith, shall be limited to 10  
19          hours, to be equally divided between, and con-  
20          trolled by, the majority leader and the minority  
21          leader or their designees.

22          “(8) COMPUTATION OF PERIOD.—For purposes  
23          of paragraph (1)(A) of this subsection and para-  
24          graph (2)(A) of subsection (c), the 90-day period re-

1       ferred to in such paragraph shall be computed by ex-  
2       cluding—

3               “(A) the days on which either House is not  
4       in session because of an adjournment of more  
5       than 3 days to a day certain or an adjournment  
6       of the Congress sine die, and

7               “(B) any Saturday and Sunday, not ex-  
8       cluded under subparagraph (A), when either  
9       House is not in session.

10              “(9) EXERCISE OF RULEMAKING POWER.—This  
11     subsection is enacted by the Congress—

12              “(A) as an exercise of the rulemaking  
13     power of the House of Representatives and the  
14     Senate, respectively, and as such they are  
15     deemed a part of the rules of each House, re-  
16     spectively, but applicable only with respect to  
17     the procedure to be followed in that House in  
18     the case of resolutions described in paragraph  
19     (2); and they supersede other rules only to the  
20     extent that they are inconsistent therewith; and

21              “(B) with full recognition of the constitu-  
22     tional right of either House to change the rules  
23     (so far as relating to the procedure of that  
24     House) at any time, in the same manner and

1           to the same extent as in the case of any other  
2           rule of that House.

3           “(e)   REQUIREMENTS   FOR   CONSULTATIONS.—

4 Throughout the negotiations of a covered agreement, par-  
5 ties representing the Federal Government shall—

6           “(1) closely consult and coordinate with, and  
7           include in such meetings, State insurance commis-  
8           sioners or, at the option of the State insurance com-  
9           missioners, designees of the insurance commissioners  
10          acting at their direction; and

11          “(2) closely consult with State and local govern-  
12          ments, consumer organizations, and representatives  
13          of the insurance industry and policyholders”.