

**111th Congress (2009-2010)**

**FULL COMMITTEE ACTION**

**Committee on Energy and Commerce**

**Thursday, January 22, 2009**

The Committee on Energy and Commerce met in open markup session on Thursday, January 22, 2009, a quorum present, to consider provisions of the **Economic Recovery package relating to Broadband, Energy, and Health.**

The Committee took the following actions:

**Broadband**

**Committee Print dated January 19, 2009, on the Broadband provisions of the Economic Recovery package was approved to forward to the House, amended, by a voice vote.**

Without objection, any amendments to the Committee Print or the Amendment in the Nature of a Substitute would be in order for both.

The following amendments were offered:

An amendment in the nature of a substitute offered by Mr. Waxman, #1, amended, was adopted by a voice vote;

An amendment offered by Mr. Stearns, #1A, was withdrawn.

An amendment offered by Mr. Stupak, #1B, was adopted by a voice vote;

An amendment offered by Mr. Blunt, #1C, was defeated by a yea-nay vote: 23 - 33;

An amendment offered by Mr. Stupak, #1D, was adopted by a voice vote;

An amendment offered by Mr. Buyer, #1Da, was not in order because it was a third degree amendment;

An amendment offered by Mr. Barton, #1E, was defeated by a voice vote;

An amendment offered by Mr. Walden, #1F, was adopted by a voice vote;

An amendment offered by Mr. Markey, #1G, was adopted by a voice vote;

An amendment offered by Mr. Buyer, #1H, was defeated by a yea-nay vote: 21 - 33;

An amendment offered by Mr. Rush, #1I, was adopted by a voice vote;

## **Energy**

**Committee Print on Energy provisions of the Economic Recovery package was approved to forward, amended, to the House by a yea-nay vote: 34 - 17.**

The following amendments were offered:

An amendment in the nature of a substitute offered by Mr. Waxman, #1, was adopted, amended, by a voice vote;

An amendment offered by Mr. Upton, #1A, was adopted by a voice vote;

An amendment offered by Mr. Upton, #1B, was defeated by a yea-nay vote: 21 - 33;

An amendment offered by Ms. Baldwin, #1C, was adopted by a voice vote;

An amendment offered by Mr. Shadegg, #1D, was adopted by a voice vote. Without objection, the word “incremental” was inserted between the words “including” and “hydropower”.

An amendment offered by Mr. Inslee, #1E, was adopted by a voice vote;

An amendment offered by Mr. Barton, #1F, was defeated by a yea-nay vote: 20 - 33;

An amendment offered by Mr. Shimkus, #1G, was defeated by a yea-nay vote: 19 - 34;

An amendment offered by Mr. Stearns, #1H, was defeated by a division vote: 15 - 29;

An amendment offered by Mr. Walden, #1I, was ruled nongermane;

An amendment offered by Mr. Gingrey, #1K, was withdrawn; and

An amendment offered by Mr. Terry, #1J, was ruled nongermane.

## **Health Information Technology**

**A Committee Print on Title IV – Health Information Technology, was approved to forward to the House, amended, by a voice vote:**

The following amendments were offered:

An amendment in the nature of a substitute, offered by Mr. Waxman, #1, was adopted, amended, by a voice vote;

An amendment offered by Mr. Whitfield, #1A, was defeated by a yea-nay vote: 15 - 31;

An amendment offered by Mr. Burgess, #1B, was defeated by a yea-nay vote: 15 - 34;

An amendment offered by Mr. Gingrey, #1C, was defeated by a division vote: 13 - 27;

An amendment offered by Mr. Barton, #1D, was defeated by a division vote: 10 - 30;

An amendment offered by Mr. Rogers, #1E, was defeated by a yea-nay vote: 15 - 32;

An amendment offered by Mr. Blunt, #1F, was withdrawn without prejudice;

An amendment offered by Mr. Rogers, #1G, was withdrawn without prejudice;

An amendment offered by Mr. Markey, #1H, was adopted by unanimous consent;

An amendment offered by Mr. Murphy of Pennsylvania, #1I, was adopted by a voice vote;

An amendment offered by Mrs. Christensen, #1J, was adopted by a voice vote;

An amendment offered by Mr. Burgess, #1K, was defeated by a yea-nay vote: 16 - 32;

An amendment offered by Mr. Rogers, #1L, was defeated by a voice vote;

An amendment offered by Mr. Burgess, #1M, was defeated by a voice vote;

An amendment offered by Mr. Gingrey, #1N, was ruled non-germane;

An amendment offered by Mr. Gingrey, #1O, was defeated by a voice vote;

An amendment offered by Mr. Burgess, #1P, was defeated by a voice vote;

An amendment offered by Mr. Blunt, 1Q, with changes made to amendment # 1F offered earlier in the markup, was adopted by unanimous consent. No objection.

### **Health Insurance Assistance for the Unemployed**

**A Committee Print on Title III – Health Insurance Assistance for the Unemployed, was approved to forward to the House, amended, by a yeay-nay vote: 32 - 12.**

An amendment in the nature of a substitute offered by Mr. Waxman, #1, was adopted, amended, by a voice vote;

An amendment offered by Mr. Barton, #1A, was defeated by a yeay-nay vote: 14 - 30;

An amendment offered by Mr. Stearns, #1B, was adopted by a voice vote;

An amendment offered by Mr. Rogers, #1C, was defeated by a yeay-nay vote: 14 - 31;

An amendment offered by Mr. Stearns, #1D, was defeated by a voice vote;

An amendment offered by Mr. Deal, #1E, was defeated by a yeay-nay vote: 13 - 27.

### **Medicaid Provisions**

**A Committee Print on Title V – Medicaid Provisions, was approved to forward to the House, amended, by a yeay-nay vote: 32 - 11.**

The following amendments were offered:

An amendment in the nature of a substitute offered by Mr. Waxman, #1, was adopted by a voice vote;

An amendment offered by Mr. Buyer, #1A, was withdrawn;

An amendment offered by Mr. Rush, #1B, was withdrawn;

An amendment offered by Mr. Pitts, #1C, was defeated by a yeay-nay vote: 14 - 29;

An amendment offered by Mr. Deal, #1D, was defeated by a yeay-nay vote: 11 - 32;

An amendment offered by Mr. Deal, #1E, was defeated by a yea-nay vote:  
11 - 32;

An amendment offered by Mr. Shadegg, #1F, was defeated by a yea-nay vote:  
9 - 27;

An amendment offered by Mr. Stupak, #1G, was withdrawn;

An amendment offered by Mr. Gingrey (on behalf of Mr. Stearns), #1H, was  
defeated by a yea-nay vote: 14 - 26;

An amendment offered by Mr. Deal, #1I, was defeated by a yea-nay vote:  
11 - 31.

**H.R. 629, the “Energy and Commerce Recovery and Reinvestment Act”**, was called  
up for consideration. Mr. Waxman asked unanimous consent that the text of H.R. 629 be  
struck after section 1 and replaced with the text of the 5 committee prints the Committee  
approved, amended, during the markup session. No objection.

#### **Other Legislative Action**

**H.Res. 31, expressing support for designation of January 28, 2009, as “National  
Data Privacy Day”** was called up for consideration. Mr. Waxman asked unanimous  
consent that the bill be ordered favorably reported to the House. No objection.

**THE COMMITTEE ADJOURNED SUBJECT TO THE CALL OF THE CHAIR**