

111th Congress

1st Session

H. RES. ____

Providing for consideration of the bill (S. 181) to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

January 26, 2009

Ms. Pingree, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed.

RESOLUTION

Providing for consideration of the bill (S. 181) to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the bill (S. 181) to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 10 of rule XXI. The bill shall be considered as read. All points of order against the bill are waived. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Education and Labor; and (2) one motion to commit.

Providing for consideration of the bill (S. 181) to amend title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act of 1967, and to modify the operation of the Americans with Disabilities Act of 1990 and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

January 26, 2009.-Referred to the House Calendar and ordered to be printed

Ms. Pingree, from the Committee on Rules,
submitted the following

REPORT

[To accompany H. Res. _____]

The Committee on Rules, having had under consideration House Resolution _____, by a non-record vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of S. 181, the "Lilly Ledbetter Fair Pay Act of 2009", under a closed rule. The resolution provides for one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Education and Labor.

The resolution waives all points of order against consideration of the bill except those arising under clause 10 of rule XXI. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against the bill. The resolution provides one motion to commit the bill.

EXPLANATION OF WAIVERS

Although the rule waives all points of order against consideration of the bill (except for those arising under clause 10 of rule XXI), and all points of order against the bill, the Committee is not aware of any points of order against the bill or its consideration. The waivers are prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee Record Vote No. 9

Date: January 26, 2009

Measure: S. 181

Motion By: Mr. Dreier

Summary of Motion: To make in order, and provide appropriate waivers for en bloc, separately debatable consideration of an amendment by Rep. McKeon, #1, which clarifies that the bill repeals the statute of limitations with respect to claims of intentional discriminations only, and another amendment by Rep. McKeon, #2, which clarifies that the bill repeals the statute of limitations with respect to claims of pay discrimination only, and not "any other practices."

Results: Defeated 3-8

Vote by Member:

MCGOVERN	NAY
HASTINGS	NAY
MATSUI	NAY
CARDOZA	
ARCURI	NAY
PERLMUTTER	NAY
PINGREE	NAY
POLIS	NAY
DREIER	YEA
DIAZ-BALART	YEA
SESSIONS	
FOXX	YEA
SLAUGHTER	NAY