Bob Casey, Jr.

AMENDMENT NO._____   Calendar No._____

Purpose: To create a point of order against legislation that would make people with disabilities and chronic conditions sick again.

IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.

S. Con. Res. 3

AMENDMENT N.° 0061

By Casey

To:

Scon Res 3

2

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GPO: 2016 22-945 (mac)

~~setting forth the~~ United States ~~Government~~ ng forth the ~~appropriate budgeting levels for~~ years 2018 ~~reference to the Committee on~~ _____ and ~~_____~~ ted

Mr. CASEY

Viz:

1   At the end of title IV, add the following:

2 **SEC. 4___. POINT OF ORDER AGAINST LEGISLATION THAT**

3   **WOULD MAKE PEOPLE WITH DISABILITIES**

4   **AND CHRONIC CONDITIONS SICK AGAIN.**

5   (a) POINT OF ORDER.—It shall not be in order in

6 the Senate to consider any bill, joint resolution, motion,

7 amendment, amendment between the Houses, or con-

8 ference report that would—

9   (1) limit, reduce, or eliminate access to care for

10   anyone with a pre-existing condition, such as a dis-

1 ability or chronic condition, as provided under sec-

2 tion 2704 of the Public Health Service Act (42

3 U.S.C. 300gg–3), as amended by the Patient Protec-

4 tion and Affordable Care Act (Public Law 111–148);

5   (2) place a lifetime or annual cap on health in-

6 surance coverage for an individual with a disability

7 or a chronic condition, as provided under section

8 2711 of the Public Health Service Act (42 U.S.C.

9 300gg–11), as amended by the Patient Protection

10 and Affordable Care Act; or

11   (3) allow a health plan or a provider to dis-

12 criminate on the basis of an applicant's physical

13 health, mental health, or disability status to increase

14 the cost of care, provide for fewer benefits, or in any

15 way decrease access to health care as afforded under

16 title I of the Patient Protection and Affordable Care

17 Act.

18 (b) WAIVER AND APPEAL.—Subsection (a) may be

19 waived or suspended in the Senate only by an affirmative

20 vote of three-fifths of the Members, duly chosen and

21 sworn. An affirmative vote of three-fifths of the Members

22 of the Senate, duly chosen and sworn, shall be required

23 to sustain an appeal of the ruling of the Chair on a point

24 of order raised under subsection (a).