

HEALTH

**H.R.105** -- Empowering Patients First Act. Repeals the Patient Protection and Affordable Care Act and the health care provisions of the Health Care and Education and Reconciliation Act of 2010, effective as of their enactment. Restores or revives provisions amended or repealed by such Act or such health care provisions.

(related) **H.R.1050** -- Small Business Health Fairness Act of 2011. Amends the Employee Retirement Income Security Act of 1974 (ERISA) to provide for establishment and governance of association health plans (AHPs), which are group health plans whose sponsors are trade, industry, professional, chamber of commerce, or similar business associations, and which meet certain ERISA certification requirements.

**H.R.111** -- Breast Cancer Patient Protection Act of 2011. Amends the Employee Retirement Income Security Act of 1974 (ERISA), the Public Health Service Act, and the Internal Revenue Code to require a group or individual health plan that provides medical and surgical benefits to ensure that inpatient (and in the case of a lumpectomy, outpatient) coverage and radiation therapy are provided for breast cancer treatment. Prohibits such a plan from: (1) restricting benefits for any hospital length of stay to less than 48 hours in connection with a mastectomy or breast conserving surgery or 24 hours in connection with a lymph node dissection, insofar as the attending physician, in consultation with the patient, determines such stay to be medically necessary; or (2) requiring that a provider obtain authorization from the plan for prescribing any such length of stay.

**H.R.129** -- Labor Relations First Contract Negotiations Act of 2011. Amends the National Labor Relations Act to require mediation and, if necessary, binding arbitration of initial contract negotiation disputes.

**H.R.130** -- Life Insurance Employee Notification Act. Requires an employer to notify an employee in writing upon the purchase of an employer-owned insurance policy on the life of such employee for a beneficiary other than the individual who is the subject of the policy.

**H.R.145** --Revoke Excessive Policies that Encroach on American Liberties (REPEAL) Act. Repeals the Patient Protection and Affordable Care Act and the health care provisions of the Health Care and Education Reconciliation Act of 2010, effective as of their enactment. Restores or revives provisions amended or repealed by such Act or such health care provisions.

(related bill) **H.R. 2** -- Repealing the Job-Killing Health Care Law Act - Repeals the Patient Protection and Affordable Care Act, effective as of its enactment. Restores provisions of law amended by such Act. Repeals the health care provisions of the Health Care and Education and Reconciliation Act of 2010, effective as of the Act's enactment. Restores provisions of law amended by the Act's health care provisions.

(related bill) **H.R. 141** -- Repeals the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010, effective as of their enactment. Restores provisions of law amended by such Acts.

(related bill) **H. R. 215** -- Repeals the Patient Protection and Affordable Care Act, except provisions related to the Indian Health Care Improvement Reauthorization and Extension Act of 2009, and the health care provisions of the Health Care and Education Reconciliation Act of 2010, effective in 60 days. Restores or revives provisions amended or repealed by such Act or such health care provisions.

(related bill) **H.R. 429** --Repeal sthe Patient Protection and Affordable Care Act and the health care-related provisions in the Health Care and Education Reconciliation Act of 2010 and to amend title 5, United States Code, to establish a national health program administered by the Office of Personnel Management to offer Federal employee health benefits plans to individuals who are not Federal employees, and for other purposes.

(related bill) **H.R. 636** -- Repeals the Patient Protection and Affordable Care Act and health care-related provisions in the Health Care and Education Reconciliation Act of 2010. Restores provisions of law amended by such Act or provisions. Amends the Internal Revenue Code to: (1) allow individual taxpayers a refundable tax credit for health insurance costs paid for the benefit of the taxpayer, the taxpayer's spouse, and dependents; (2) require business taxpayers who receive payments for certain employee health insurance coverage to file informational returns; and (3) direct the Secretary of the Treasury to make advance payments of health insurance tax credit amounts to health insurance providers.

(related bill) **S. 16.** Patient Choice Restoration Act - Repeals the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010. Restores provisions of law amended by such Acts.

(related bill) **S. 192.** Repealing the Job-Killing Health Care Law Act - Repeals the Patient Protection and Affordable Care Act, effective as of its enactment. Restores provisions of law amended by such Act. Repeals the health care provisions of the Health Care and Education and Reconciliation Act of 2010, effective as of the Act's enactment. Restores provisions of law amended by the Act's health care provisions.

**H. R. 182** -- Establishes in the legislative branch the National Commission on American Recovery and Reinvestment. Requires the Commission to: (1) investigate and make findings on the number of jobs saved or created as a result of the American Recovery and Reinvestment Act of 2009; and (2) make recommendations on changes that could be made to such Act to save or create more jobs as well as steps that could be taken to prevent the improper payment of funds allocated under it.

**H.R. 371** -- Health Care Choice Act of 2011. Repeals Title I of the Patient Protection and Affordable Care Act (provisions related to health insurance and health coverage expansion) and any amendments to such provisions made by the Health Care and Education Reconciliation Act of 2010. Restores provisions of law amended or repealed by such provisions. Amends the Public Health Service Act to provide that the laws of the state designated by a health insurance issuer (primary state) shall apply to individual health insurance coverage offered by that issuer in the primary state and in any other state (secondary state), but only if the coverage and issuer comply with the conditions of this Act.

(related bill) **H.R. 346** -- Health Care Choice Act of 2011 - Amends the Public Health Service Act to provide that the laws of the state designated by a health insurance issuer (primary state) shall apply to individual health insurance coverage offered by that issuer in the primary state and in any other state (secondary state), but only if the coverage and issuer comply with the conditions of this Act. Exempts issuers from any secondary state's laws that would prohibit or regulate the operation of the issuer in such state, subject to certain restrictions imposed by such state.

**H.R.376** -- Volunteer Emergency Services Recruitment and Retention Act of 2011. Amends the Internal Revenue Code to allow sponsors of certain deferred compensation plans to elect to include length of service award plans for bona fide volunteers providing firefighting and fire prevention services, emergency medical services, ambulance services, and emergency rescue services. Directs the Secretary of Labor to issue regulations exempting a length of service award program from treatment as an employee pension benefit plan under the Employee Retirement Income Security Act of 1974 (ERISA).

**H.R.383** --Menopausal Hormone Replacement Therapies and Alternative Treatments and Fairness Act of 2011. Amends title XVIII (Medicare) of the Social Security Act (SSA) to cover hormone replacement therapy for menopausal symptoms and alternative treatments for such therapy. Amends SSA title XIX (Medicaid) to cover alternative treatments for hormone replacement therapy for menopausal symptoms. Requires coverage of hormone replacement therapy for menopausal symptoms and alternative treatments for such therapy on the same basis as outpatient prescription drugs under: (1) the Public Health Service Act and the Employee Retirement Income Security Act of 1974 (ERISA) (group health plans and group and individual health insurance); (2) the Internal Revenue Code (group health plans); and (3) federal employee health benefit plans.

**H.R.677** -- Lifetime Income Disclosure Act. Amends the Employee Retirement Income Security Act of 1974 (ERISA) to require the quarterly pension benefit statement furnished to a participant or beneficiary with the right to direct the investment of assets in his or her account under an individual account plan to include a lifetime income disclosure at least once during any 12-month period.

(related bill) **S. 267** -- Lifetime Income Disclosure Act - Amends the Employee Retirement Income Security Act of 1974 (ERISA) to require the quarterly pension benefit statement furnished to a participant or beneficiary with the right to direct the investment of assets in his or her account under an individual account plan to include a lifetime income disclosure at least once during any 12-month period. Requires such lifetime income disclosure to set forth the lifetime income stream equivalent of the participant's or beneficiary's total benefits accrued. Defines a lifetime income stream equivalent of the total benefits accrued as the monthly annuity payment the participant or beneficiary would receive if those total accrued benefits were used to provide lifetime income streams to a qualified joint and survivor annuitant.

**H.R. 698** -- To deauthorize and rescind funding for the Patient Protection and Affordable Care Act and health-care-related provisions of the Health Care and Education Reconciliation Act of 2010. Deauthorizes appropriations to carry out the provisions of the Patient Protection and Affordable Care Act and the health care provisions of Health Care and Education Reconciliation Act of 2010. Rescinds any unobligated balances of funds appropriated to carry out such provisions.

(related bill) **H.R. 127** -- To deauthorize appropriation of funds to carry out the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010.

**H.R.984** -- Health Care Waiver Fairness Act of 2011. Amends the Patient Protection and Affordable Care Act (PPACA) to require the Secretary of Health and Human Services (HHS), the Secretary of Labor, and the Secretary of Treasury to establish waiver processes under which the administrator of a health plan, an employer, an individual, or other entity may seek to waive the application of a health insurance coverage requirement under PPACA. Sets forth PPACA requirements that may be waived, including those related to minimum essential coverage and employers offering health care coverage to employees.

**H.R.1101** -- End the Mandate Act of 2011. Repeals provisions of the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 that require individuals to maintain minimum essential health care coverage and require large employers to offer their full-time employees the opportunity to enroll in minimum essential coverage.

**H.R.1185** -- Constitutional Protection Act of 2011. Delays the effective date of the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 until the date on which final judgment is entered in all cases challenging the constitutionality of the requirement to maintain minimum essential coverage that are pending before a federal court on the date of enactment of this Act. Prohibits the federal government from promulgating regulations under such Acts or otherwise preparing to implement such Acts until such date.

(related bill) **S.281** -- Save Our States Act. Delays the effective date of the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010 until the date on which final judgment is entered in all cases challenging the constitutionality of the requirement to maintain minimum essential coverage that are pending before a federal court on the date of enactment of this Act. Prohibits the federal government from promulgating regulations under such Acts or otherwise preparing to implement such Acts until such date.

**H.R.1200** -- American Health Security Act of 2011. Establishes the State-Based American Health Security Program to provide every U.S. resident who is a U.S. citizen, national, or lawful resident alien with health care services. Requires each participating state to establish a state health security program. Eliminates benefits under: (1) titles XVIII (Medicare), XIX (Medicaid), and XXI (Children's Health Insurance) (CHIP, formerly known as SCHIP) of the Social Security Act; (2) the Federal Employees Health Benefits Program; and (3) TRICARE.

(related bill) **S. 915** (no summary)

**H.R.1286** -- Healthcare Fiscal Accountability Act of 2011. (no summary)

**H.R.1311** -- Medical Foods Equity Act of 2011. Amends titles XVIII (Medicare), XIX (Medicaid), and XXI (Children's Health Insurance Program) (CHIP, formerly known as SCHIP) of the Social Security Act to include coverage of: (1) medically necessary food and food modified to be low protein that is formulated to be consumed or administered under the supervision of a physician and the medical equipment and

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supplies necessary to administer such food; and (2) pharmacological doses of vitamins and amino acids used for the treatment of inborn errors of metabolism. Applies such coverage requirements to the TRICARE program (military health care).

(related/identical bill) **S.311** -- Medical Foods Equity Act of 2011.

**H.R.1322** -- Earned Retiree Healthcare Benefits Protection Act of 2011. (no summary)

**H.R.1448** -- Federal Response to Eliminate Eating Disorders Act of 2011. (no summary)

## EDUCATION

**H.R.32** -- Homeless Children and Youth Act of 2011. Amends the McKinney-Vento Homeless Assistance Act to redefine "homeless," "homeless individual," or "homeless person" to include: (1) a child or youth who has been verified as homeless by a local educational agency (LEA) homeless liaison, and the family of such child or youth; (2) a youth verified as homeless by the director (or a designee) of a program funded under the Runaway and Homeless Youth Act; (3) a child verified as homeless by the program director (or designee) under the Individuals with Disabilities Education Act, and the child's family; and (4) a child verified as homeless by the Head Start program director (or designee) under the Head Start Act, and the child's family.

**H.R.36** -- Eating Disorders Awareness, Prevention, and Education Act of 2011. Amends the Elementary and Secondary Education Act of 1965 to authorize the use of innovative assistance funds for programs to: (1) improve identification of students with eating disorders; (2) increase awareness of such disorders among parents and students; and (3) train educators with respect to effective eating disorder prevention and assistance methods.

**H.R.207** -- School Food Recovery Act. Amends the Richard B. Russell National School Lunch Act to allow schools and local educational agencies participating in the school lunch program to donate any excess food under such program to tax-exempt food banks or charitable organizations in their localities.

**H.R.288** -- Renewable Energy Applied Partnerships (REAP) Act. Directs the Secretary of Energy (DOE) to establish a research pilot program for awarding grants to certain partnerships to improve education and training in support of applied sciences in renewable energy as part of a comprehensive program to enhance the quality of science, technology, engineering, and mathematics (STEM) instruction at the secondary school and undergraduate levels of education.

**H.R.415** -- Restorative Justice in Schools Act of 2011. Amends title II (Preparing, Training, and Recruiting High Quality Teachers and Principals) of the Elementary and Secondary Education Act of 1965 to allow local educational agencies to use title II subgrants to train school personnel in restorative justice and conflict resolution.

**H.R.422** -- To amend the Elementary and Secondary Education Act of 1965 to ensure that schools have physical education programs that meet minimum requirements for physical education. Amends part A of title I of the Elementary and Secondary Education Act of 1965 to require states and local educational agencies that receive school improvement funds under such part to ensure that their schools provide: (1) 150 minutes of physical education per week for elementary school students; (2) 225 minutes of physical education per week for middle and secondary school students; and (3) disabled students with such physical education as is determined appropriate under their individualized education programs.

**H.R.458** -- High School Athletics Accountability Act of 2011. Amends the Elementary and Secondary Education Act of 1965 (ESEA) to direct coeducational elementary and secondary schools that participate in any ESEA program to: (1) report annually certain information on equality in their school athletic programs to the Commissioner for Educational Statistics; and (2) make such information available, upon request, to their students, potential students, and the public. Directs the Commissioner to ensure that such data are posted on the Department of Education's Web site within a reasonable period of time.

**H.R.469** -- Protecting Student Athletes from Concussions Act of 2011. Requires each state educational agency, in order to be eligible to receive funds under the Elementary and Secondary Education Act of 1965 in FY2013 or subsequent fiscal years, to issue regulations establishing the following minimum requirements for the prevention and treatment of concussions. Requires each local educational agency in the state to develop and implement a standard plan for concussion safety and management that includes: (1) the education of students, parents, and school personnel about concussions; (2) supports for students recovering from a concussion; and (3) best practices designed to ensure the uniformity of safety standards, treatment, and management.

**H.R.472** --Impact Aid Fairness and Equity Act of 2011. Amends the Elementary and Secondary Education Act of 1965, with respect to the Impact Aid program (which compensates local educational agencies (LEAs) for the financial burden of federal activities affecting their areas), to alter the formula for determining the payments due LEAs for federal ownership of property in their areas. Prohibits LEAs from being paid amounts that: (1) exceed their total current expenditures in the second prior fiscal year; or (2) are less than 85% of their payment for the prior fiscal year, in FYs 2012, 2013, and 2014.

**H.R.507** -- Assessment Accuracy and Improvement Act. Amends the Elementary and Secondary Education Act of 1965 to allow states to require the use of adaptive assessments of student progress toward state academic performance standards that accurately assess student achievement above and below grade level while also measuring grade-level performance. Defines an "adaptive assessment" as one that changes in difficulty in accordance with a student's performance, but reports its outcome on a scale common to all students.

**H.R.532** -- Fairness for Texas Schools Act of 2011. Repeals the requirement that the Secretary of Education deny Texas and its local educational agencies (LEAs) funds from the Education Jobs Fund until the state assures the Secretary that: (1) funds used to support elementary and secondary education

shall be distributed based on the LEAs' relative shares of school improvement funds for the most recent fiscal year for which data are available; (2) such funds will not be used to supplant state formula funding that is distributed like school improvement funds; and (3) state funding for elementary and secondary education, as a percentage of the state's total revenue, will not be reduced through FY2013. (related/identical bill) **S.151** -- Fairness for Texas Schools Act of 2011.

**H.R.555** --Universal Prekindergarten Act. Directs the Secretary of Health and Human Services (HHS) to provide grants to a designated state agency for development of universal prekindergarten programs for all children three, four, and five years old in the state. Requires the state to: (1) match federal funds by at least 20%; and (2) submit with its grant application a plan to establish, coordinate, and implement a statewide universal prekindergarten program. Authorizes state agencies to set aside up to 5% of a grant for ongoing professional development activities for teachers and staff of prekindergarten programs that wish to participate.

**H.R.576** -- Healthy Children Through School Nutrition Education Act. Amends the Richard B. Russell National School Lunch Act to require local educational agencies participating in the school lunch or breakfast programs to include in their school wellness policies the requirement that each student receive 50 hours of nutrition education each school year. Requires such instruction to meet specified standards, including that it is consistent with nutritional requirements for food served under the school lunch, school breakfast, and child and adult care food programs.

**H.R.602** --TEAM-Education Act of 2011. Amends the Individuals with Disabilities Education Act to allow states to use special education grant funds to contract with entities that have the experience to assist disabled children in accomplishing the transition objectives outlined in their Individualized Education Programs (IEPs). Conditions a state's eligibility for such grant funds on its having a plan to coordinate state efforts to transition disabled youth into adulthood.

**H.R.626** -- Financial Literacy for Youth Act of 2011. Directs the Secretary of Education to establish a pilot program awarding grants to 10 state or local educational agencies (LEAs) to develop financial literacy programs in elementary and secondary schools. Requires grant funds to be used to: (1) integrate financial literacy programs into elementary and secondary school curricula; (2) provide financial literacy teacher training; and (3) collect, analyze, and develop the information necessary to accomplish the pilot program.

**H.R.637** -- Fairness for Military Recruiters Act. Fairness for Military Recruiters Act - Amends the Elementary and Secondary Education Act of 1965 (ESEA) to revise the process for blocking the access of military recruiters or institutions of higher education (IHEs) to secondary school student information. Requires ESEA-assisted local educational agencies (LEAs) to notify each secondary school student's parent of the option to submit a written request to the LEA that the student's name, address, and telephone listing not be released to military recruiters or IHEs without the parent's prior written consent. Prohibits LEAs from providing military recruiters or IHEs access to such information once they

have received such a request, unless the student's parent provides written consent to such access. Gives students the rights accorded to their parents when they reach age 18.

**H.R.646** -- To authorize the appropriation of funds to be used to recruit, hire, and train 100,000 new classroom paraprofessionals in order to improve educational achievement for children. Requires that 80% of a state's allotment be allocated to LEAs on the basis of relative numbers of children from families with incomes below the poverty line residing in their school districts, and that the remainder be allocated on the basis of relative enrollments.

**H.R.667** -- Put School Counselors Where They're Needed Act. Amends the Elementary and Secondary Education Act of 1965 to direct the Secretary of Education to implement a demonstration project providing competitive, 4-year grants to at least 10 secondary schools that have a 4-year adjusted cohort graduation rate of 60% or lower, for the provision of additional school counselors and counselor resources.

**H.R.709** -- Urban Revitalization and Livable Communities Act. Requires the Secretary of Housing and Urban Development (HUD) to promulgate regulations establishing an urban revitalization and livable communities program to provide federal grants to eligible local governments for various park and recreation purposes, including grants for rehabilitation and construction, innovation, at-risk youth recreation, and recovery action programs.

**H.R.778** -- Graduation Promise Act of 2011. Authorizes the Secretary of Education to make grants to states and, through them, subgrants to local educational agencies (LEAs) for differentiated high school improvement systems targeting support to schools with low student achievement and graduation rates after such schools fail for two consecutive years to make adequate yearly progress (AYP) pursuant to state academic performance standards. Allots grant funds to states pursuant to a formula that favors states with low graduation rates and a high percentage of students attending low-income LEAs.

**H.R.788** -- Phylicia's Law. Requires each local educational agency (LEA) that receives funds under the Safe and Drug-Free Schools and Communities program to develop and make publicly available a written school safety policy for off-premises, overnight field trips. Encourages the Secretary of Education to provide guidance to such LEAs by taking the steps necessary, such as hosting a conference of interested parties, to further the development of a model school safety policy for such trips.

**H.R.820** -- Prescribe A Book Act. Creates a Pediatric Early Literacy program under which the Secretary of Education awards matching grants to nonprofit organizations for the implementation of three-part models through which: (1) health care providers encourage parents to read aloud to their children and offer them recommendations and strategies for doing so; (2) health care providers give each visiting child between the ages of six months and five-years a new, developmentally appropriate children's book to take home and keep; and (3) volunteers reading to children in health care facility waiting areas show

parents the techniques and pleasures of reading aloud to children. Requires that the books provided to children under the program be obtained at a discount.

(related/identical bill) **S.393** -- Prescribe A Book Act.

**H.R.853** --Transition-to-Success Mentoring Act. Amends title I of the Elementary and Secondary Education Act of 1965 (ESEA) to reauthorize appropriations under part H (School Dropout Prevention). Establishes a transition-to-success mentoring program under part H of the ESEA requiring the Secretary of Education to award five-year grants to local educational agencies (LEAs) or partnerships between LEAs and community-based nonprofit organizations to establish, expand, or support school-based mentoring programs to assist at-risk students in transitioning from middle to high school.

Requires grantees to assign to each at-risk student in his or her middle school a success coach who: (1) creates a plan of success for the student; (2) enters into an agreement with the student's parents regarding their role in implementing such plan; (3) meets with the student at least once a month to assess and assist the student's progress; (4) meets at least quarterly with the student and the student's parents, teachers, or counselors to evaluate the student's progress and revise or establish new goals for the next academic year; and (5) serves as the student's advocate between the student's parents and teachers. Authorizes the use of grant funds to train success coaches and cover the cost of any materials they use under the mentoring program.

**H.R.863** -- Teacher Exchange Act of 2011. Amends the Elementary and Secondary Education Act of 1965 (ESEA) to authorize states to use their grant under part A (Teacher and Principal Training and Recruiting Fund) of title II of the ESEA to carry out a teacher exchange sending highly qualified teachers with at least three years of teaching experience to another state in a different region for a school year.

**H.R.864** --Keep Our PACT Act. Makes appropriations for: (1) school improvement programs under part A of title I of the Elementary and Secondary Education Act of 1965 for FY2011-FY2015; and (2) the Individuals with Disabilities Education Act, including specified amounts for FY2011-FY2015 and an amount determined pursuant to a specified formula (based on the number of children who received special education, the average per-pupil expenditure, and the rate of change in a state's population) for FY2016 and thereafter. Requires such appropriated amounts to be expended consistent with pay-as-you-go requirements.

**H.R.885** -- Teaching Geography is Fundamental Act. Amends the Higher Education Act of 1965 to establish a geography education grant program under title II (Teacher Quality Enhancement). Authorizes the Secretary of Education to award a grant to a national nonprofit educational organization or consortium, with 75% to be used for matching subgrants to institutions of higher education associated with state geographic alliances, nonprofit educational organizations, or state or local educational agencies.

**H.R.888** -- To amend title VIII of the Elementary and Secondary Education Act of 1965 to provide financial assistance to local educational agencies that educate alien children admitted to the United

States as citizens of one of the Freely Associated States. (the Republic of the Marshall Islands, the Federated States of Micronesia, or the Republic of Palau).

**H.R.906** -- Positive Reduction of Incarceration by Maximizing Education Act. Directs the Attorney General, through the Director of the Office of Juvenile Justice and Delinquency Prevention, to establish national, regional, and local public awareness campaigns focused on promoting the advantages of continued education among youth.

**H.R.907** -- Access to Books for Children Act. Amends the Child Nutrition Act of 1966 to direct the Secretary of Agriculture to make grants to local agencies to provide vouchers to women participating in the special supplemental nutrition program for women, infants, and children (WIC) for the purchase of educational books for their infants and children. Limits to one \$5 voucher the maximum amount any one woman may receive, regardless of the number of her infants or children.

**H.R.925** --Fast Track to College Act of 2011. Authorizes the Secretary of Education to award matching six-year grants to local educational agencies (LEAs) that partner with institutions of higher education (IHEs) to establish or support dual enrollment programs, such as early college high schools, that allow secondary school students to earn credit simultaneously toward a secondary school diploma and a postsecondary degree or certificate. Gives grant priority to applicants: (1) that propose to establish or support a dual enrollment program for a student body at least 40% of which is impoverished; and (2) from states that provide assistance to dual enrollment programs, such as assistance defraying the costs of higher education.

**H.R.975** -- Anti-Bullying and Harassment Act of 2011. Amends the Safe and Drug-Free Schools and Communities Act to require: (1) states to use grants for safe and drug-free schools to collect and report information on the incidence of bullying and harassment, and (2) local educational agencies (LEAs) and schools to use subgrants to prevent and respond to incidents of bullying and harassment. Requires such LEAs or schools to: (1) notify parents and students annually of conduct prohibited in their school discipline policies, that now must include bullying and harassment; and (2) establish complaint procedures for students and parents to register complaints regarding such conduct. Includes bullying and harassment within the Act's definition of violence.

**H.R.998** -- Student Non-Discrimination Act of 2011. Prohibits public school students from being excluded from participating in, or subject to discrimination under, any federally-assisted educational program on the basis of their actual or perceived sexual orientation or gender identity or that of their associates. Considers harassment to be a form of discrimination.

(related bill) **S.555** -- Student Non-Discrimination Act of 2011. Prohibits public school students from being excluded from participating in, or subject to discrimination under, any federally-assisted educational program on the basis of their actual or perceived sexual orientation or gender identity or that of their associates. Considers harassment to be a form of discrimination. Prohibits retaliation against anyone for opposing conduct they reasonably believe to be unlawful under this Act.

**H.R.1057** -- FIT Kids Act. Amends the Elementary and Secondary Education Act of 1965 (ESEA) to require annual state and local educational agency report cards to include specified information on school health and physical education programs. Includes the promotion of healthy, active lifestyles by students within ESEA grant programs that support school counseling, smaller learning communities, community learning centers, and parental involvement in their childrens' education.  
(related/identical bill) **S.576** -- FIT Kids Act.

**H.R.1090** -- Full-Service Community Schools Act of 2011. Amends the Elementary and Secondary Education Act of 1965 to authorize the Secretary of Education to award grants to: (1) consortia composed of one or more local educational agencies (LEAs) and one or more community-based, nonprofit, or other public or private entities to assist public elementary or secondary schools to function as full-service community schools; and (2) state collaboratives to support the development of full-service community school programs. Requires such schools to: (1) participate in community-based efforts to coordinate and integrate educational, developmental, family, health, and other comprehensive services through community-based organizations and public and private partnerships; and (2) provide access to such services to students, families, and the community.  
(related/identical bill) **S.585** -- Full-Service Community Schools Act of 2011.

**H.R.1109** -- GENIUS Act. Amends the Department of Education Organization Act to require the Deputy Assistant Secretary for International and Foreign Language Education to: (1) assist the Secretary of Education in administering this Act's grant program, and (2) develop an international education research repository and make it available to states and local educational agencies (LEAs). Directs the Secretary, acting through the Deputy Assistant Secretary, to award competitive grants to LEAs, or partnerships between LEAs and private organizations or institutions of higher education that provide their LEA partners with funding, to promote international education in elementary and secondary schools.

**H.R.1138** -- School Social Workers Improving Student Success Act. Amends the Elementary and Secondary Education Act of 1965 to authorize the Secretary of Education to award renewable grants to high-need local educational agencies (LEAs) to retain or hire additional school social workers. Permits grantees to use the funds to reimburse school social workers for expenses they incur in rendering services.

**H.R.1208** -- IDEA Fairness Restoration Act. Amends the Individuals with Disabilities Education Act to include expert witness fees, including the reasonable costs of any test or evaluation necessary for the preparation of the parents' or guardians' case in the action or proceeding, within the definition of "attorneys' fees" that may be awarded to the prevailing party in a civil action brought under such Act.  
(related/identical bill) **S.613** -- IDEA Fairness Restoration Act.

**H.R.1253** -- Educational Success for Children and Youth Without Homes Act of 2011. Amends the McKinney-Vento Homeless Assistance Act's program of grants to states and, through them, subgrants to local educational agencies (LEAs) for the education of homeless youths to:

- raise the minimum allotment for each state;
- elaborate on the functions of each state's Office of the Coordinator for Education of Homeless Children and Youths;
- elaborate on required state procedures for resolving disputes regarding the educational placement of homeless youth; and for such other purposes

(related/identical bill) **S.571** -- Educational Success for Children and Youth Without Homes Act of 2011

**H.R.1294** -- Fiscal Fairness Act. Amends part A of title I of the Elementary and Secondary Education Act of 1965 to condition local educational agency (LEA) receipt of school improvement funds on: (1) an average state and local spending per pupil in each school receiving school improvement funds of at least 97% of such spending per pupil across all of the LEA's schools that are not receiving such funds; and (2) an average state and local spending per pupil in each higher poverty school of at least 97% of such spending per pupil across all lower poverty schools, if the LEA is serving all of its schools under part A. Allows LEAs to meet such requirement across all schools or among schools serving a particular grade span if they compare schools within no more than three grade spans.

(related/identical bill) **S.701** -- Fiscal Fairness Act.

**H.R.1295** -- Student Bill of Rights. Directs the Secretary of Education to make annual determinations as to whether each state's public school system provides all its students with educational resources to succeed academically and in life. Requires such education to enable students to: (1) acquire knowledge and skills necessary for responsible citizenship, (2) meet challenging academic achievement standards, and (3) compete and succeed in a global economy.

**H.R.1342** --Local Taxpayer Relief Act. Amends the Impact Aid program (which compensates local educational agencies [LEAs] for the financial burden of federal activities affecting their areas) of the Elementary and Secondary Education Act of 1965 to alter the formula for determining the payments due LEAs for federal ownership of property when appropriations for a fiscal year are insufficient to provide them with full compensation. Prohibits an LEA from being paid amounts for federal ownership of property that exceeds its total current expenditures in the second prior fiscal year. Changes the method for calculating the value of federal property located in an LEA's area.

**H.R.1368** --Securing Teacher Effectiveness, Leadership, Learning, And Results Act of 2011. Amends the Elementary and Secondary Education Act of 1965 to require each state receiving school improvement funds to: (1) define teacher and principal effectiveness and establish performance ratings; (2) demonstrate that it has developed, in collaboration with teachers and principals, a model teacher and principal evaluation program; (3) demonstrate that each of its local educational agencies (LEAs) has adopted a teacher and principal evaluation program; (4) demonstrate that each LEA is collaborating with teachers and principals in developing and making annual improvements to such program; (5) review,

report on, and assist LEAs in improving such evaluation programs; and (6) establish procedures to ensure that ineffective teachers and principals facing unemployment are treated fairly. Requires teacher evaluations to: (1) emphasize student academic growth, (2) include observations of the teacher's classroom performance, (3) rate teachers using at least four performance categories, and (4) provide results that are comparable for all teachers in grade levels and subject areas across the state and within the teacher's LEA.

(related bill) **S.763** -- Securing Teacher Effectiveness, Leaders, Learning, And Results Act. Amends the Elementary and Secondary Education Act of 1965 to require each state receiving school improvement funds to: (1) define teacher and principal effectiveness and establish performance ratings; (2) demonstrate that it has developed a model teacher and principal evaluation program; (3) demonstrate that each of its local educational agencies (LEAs) has adopted a teacher and principal evaluation program; (4) demonstrate that each LEA is seeking input from teachers and principals in making annual improvements to such program; and (5) review, report on, and assist LEAs in improving such evaluation programs.

**H.R.1377** -- Josh Miller HEARTS Act. Amends the Elementary and Secondary Education Act of 1965 to direct the Secretary of Education to award matching grants to local educational agencies (LEAs) to: (1) purchase automated external defibrillators (AEDs) for use in their schools, and/or (2) provide training to meet the grant requirement that at least five adult employees or volunteers at each school where an AED is to be used successfully complete training in its use and in cardiopulmonary resuscitation (CPR). Requires LEA grant applicants also to demonstrate that: (1) the AEDs are integrated into the schools' emergency response procedures, and (2) emergency services personnel are notified of their locations.

**H.R.1381** -- Keeping All Students Safe Act. Directs the Secretary of Education (Secretary) to establish minimum standards that: (1) prohibit elementary and secondary school personnel from managing any student by using any mechanical or chemical restraint, physical restraint or escort that restricts breathing, or aversive behavioral intervention that compromises student health and safety; (2) prohibit such personnel from using physical restraint or seclusion, unless such measures are required to eliminate an imminent danger of physical injury to the student or others and certain precautions are taken; (3) require states and local educational agencies (LEAs) to ensure that a sufficient number of school personnel receive state-approved crisis intervention training and certification in first aid and certain safe and effective student management techniques; (4) prohibit physical restraint or seclusion from being written into a student's education plan, individual safety plan, behavioral plan, or individual education program as a planned intervention; and (5) require schools to establish procedures to notify parents in a timely manner if physical restraint or seclusion is imposed on their child.

**H.R.1419** -- Every Student Counts Act. Amends the Elementary and Secondary Education Act of 1965 to require, beginning by the 2011-2012 school year, states, local educational agencies (LEAs), and secondary schools annually to include on the report cards required under title I of the Act: (1) their four-year adjusted cohort graduation rate; (2) the final number of students in their four-year adjusted cohort and their total number of four-year graduates; (3) their cumulative graduation rate; (4) the number and

percentage of students graduating in more than four years with a regular secondary school diploma; (5) the number and percentage of students who have been removed from the adjusted cohort; (6) the number and percentage of students from each previous adjusted cohort who remain in secondary school after four years; and (7) the percentage of secondary school students in each grade, except the graduating grade, prepared to advance to the next grade.

(related bill) **S.767** -- Every Student Counts Act. Amends the Elementary and Secondary Education Act of 1965 to require, beginning by the 2011-2012 school year, states, local educational agencies (LEAs), and secondary schools annually to include on the report cards required under title I of the Act: (1) their four-year adjusted cohort graduation rate; (2) the final number of students in their four-year adjusted cohort and their total number of four-year graduates; (3) their cumulative graduation rate; (4) the number and percentage of students graduating in more than four years with a regular secondary school diploma; (5) the number and percentage of students who have been removed from the adjusted cohort; (6) the number and percentage of students from each previous adjusted cohort who remain in secondary school after four years; and (7) the percentage of secondary school students in each grade, except the graduating grade, prepared to advance to the next grade.

#### WORKFORCE PROTECTIONS

**H.R.42** -- Health Care Incentive Act. Directs the Secretary of Labor to allow any employer in interstate commerce that is required by federal or state law to pay a minimum wage rate higher than the current federal rate under the Fair Labor Standards Act of 1938 to include the value of creditable health care benefits in determining the required wage.

**H.R.984** -- Health Care Waiver Fairness Act of 2011. Health Care Waiver Fairness Act of 2011 - Amends the Patient Protection and Affordable Care Act (PPACA) to require the Secretary of Health and Human Services (HHS), the Secretary of Labor, and the Secretary of Treasury to establish waiver processes under which the administrator of a health plan, an employer, an individual, or other entity may seek to waive the application of a health insurance coverage requirement under PPACA. Sets forth PPACA requirements that may be waived, including those related to minimum essential coverage and employers offering health care coverage to employees.

**H.R.128** -- To direct the Secretary of Labor to revise regulations concerning the recording and reporting of occupational injuries and illnesses under the Occupational Safety and Health Act of 1970.

**H.R.190** -- Protecting America's Workers Act. Protecting America's Workers Act - Amends the Occupational Safety and Health Act of 1970 (OSHA) to expand its coverage to federal, state, and local government employees.

(related bill) **H.R.571** -- Ensuring Worker Safety Act. Amends the Occupational Safety and Health Act to revise requirements for the Secretary of Labor's continuing evaluation of approved state occupational safety and health plans.

**H.R.202** -- EEOICPA Ombudsman Extension and Enhancement Act of 2011. Amends the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA) to: (1) make permanent

the authority of the Office of the Ombudsman of the Department of Labor; and (2) increase the duties of the Ombudsman under the Energy Employees Occupational Illness Compensation Program, including to assist in making claims for benefits for Department of Energy (DOE) contractor employees who have contracted a covered illness through exposure at a DOE facility and to act as an advocate for such employees in appropriate cases.

**H.R.203** -- To better provide for compensation for certain persons injured in the course of employment at the Santa Susana Field Laboratory in California. Amends the Energy Employees Occupational Illness Compensation Program Act of 2000 to include within the meaning of the term "member of the Special Exposure Cohort" a Department of Energy (DOE) employee, DOE contractor employee, or atomic weapons employee who was so employed for a number of work days aggregating at least 250 work days before January 1, 2006, at the Santa Susana Field Laboratory in California.

**H.R.283** -- Living American Wage (LAW) Act of 2011. Expresses the sense of Congress that: (1) the federal minimum wage should, as a minimum, be adjusted every four years so that a person working for it may earn an annual income at least 15% higher than the federal poverty threshold for a family of two; (2) it should be set at a level high enough to allow two full-time minimum wage workers to earn an income above the national housing wage; and (3) Congress, any of the several states, the District of Columbia, any U.S. territories or possessions, any Indian tribe, or local or state government may establish a higher minimum wage requirement than that established in this Act.

**H.R.319** -- Veterans Day Off Act. Entitles veterans who have been employed by an employer for at least 12 months, except those employed by a public agency, to leave from such employer on Veterans Day upon request if such veteran would otherwise be required to work on Veterans Day. Authorizes employers who employ 50 or more employees to deny leave if providing leave to veterans would negatively impact public health or safety or cause the employer significant economic or operational disruption.

**H.R.332** -- Military Environmental Responsibility Act. Requires the Department of Defense (DOD) and defense-related agencies (the Department of Energy [DOE], the Nuclear Regulatory Commission [NRC], the Office of Naval Nuclear Reactors, and any others as designated by the President) to fully comply with designated federal and state environmental laws, including those related to public health and safety, to the same extent as any other entities subject to such laws. Waives any immunity of the United States with respect to such laws as applied to DOD and any defense-related agency. Provides for administrative enforcement actions.

**H.R.501** -- Implementing the Recommendations of the BP Oil Spill Commission Act of 2011. Establishes in the Department of the Interior: (1) a Bureau of Ocean Energy Management to administer a program of offshore energy and mineral resources management on the Outer Continental Shelf (OCS); (2) a Bureau of Safety and Environmental Enforcement to administer safety and environmental enforcement activities related to such resources; (3) a National Oil and Gas Health and Safety Academy to train Department of the Interior personnel; and (4) an Office of Natural Resources Revenue to administer offshore royalty and revenue management functions. Abolishes the Minerals Management Service and transfers specified functions to such Bureaus and Office.

**H.R.503** -- Offshore Oil and Gas Worker Whistleblower Protection Act of 2011. Prohibits an employer from discharging, discriminating, or engaging in retaliatory actions against specified employees who

report to a government official any violation or unsafe condition under the Outer Continental Shelf Lands Act.

**H.R.522** --Worker Protection Against Combustible Dust Explosions and Fires Act of 2011. Requires the Secretary of Labor to promulgate an interim final standard regulating occupational exposure to combustible dust hazards, which shall apply to manufacturing, processing, blending, conveying, repackaging, and handling of combustible particulate solids and their dusts (including organic dusts, plastics, sulfur, wood, rubber, furniture, textiles, pesticides, pharmaceuticals, fibers, dyes, coal, metals, and fossil fuels), but shall not apply to processes already covered by the occupational safety and health standard on grain facilities.

**H.R.623** --National Commission on State Workers' Compensation Laws Act of 2011. Establishes the National Commission on State Workers' Compensation Laws. Requires the Commission to: (1) review the findings and recommendations of the previous National Commission on State Workmen's Compensation Laws, and (2) study and evaluate state workers' compensation laws to determine their adequacy and whether additional remedies should be available to ensure the payment of benefits and medical care.

**H.R.631** -- WAGES Act. Amends the Fair Labor Standards Act of 1938 (FLSA) to establish a base minimum wage for tipped employees of at least: (1) \$3.75 an hour beginning 90 days after the enactment of this Act; (2) \$5.00 an hour beginning one year after the change in paragraph one takes effect; and (3) beginning two years after the change in paragraph two takes effect, and adjusted as necessary thereafter, 70% of the wage in effect under FLSA but in no case less than \$5.50 an hour.

**H.R. 1028** -- Amends the Internal Revenue Code, the Employee Retirement Income Security Act (ERISA), and Public Health Service Act to expand COBRA coverage (health insurance continuation benefits) to include employees' domestic partners and their dependent children.

(related bill) **S.563** -- Equal Access to COBRA Act of 2011. Amends the Internal Revenue Code, the Employee Retirement Income Security Act (ERISA), and Public Health Service Act to expand COBRA coverage (health insurance continuation benefits) to include employees' domestic partners and their dependent children.

**H.R.1029** -- Energy Employees Occupational Illness Compensation Program Improvement Act of 2011. Amends the Energy Employees Occupational Compensation Program Act of 2000 to replace the current requirements for occupational illness compensation to the survivors of a Department of Energy (DOE) contractor employee. Requires payment to a survivor of the compensation the deceased contractor employee would otherwise have been paid, if the employee dies after applying for the compensation but before receiving it. Requires payment of the compensation, if no survivors exist, to a claimant's surviving family members.

**H.R.1030** -- EEOICPA Amendment Act of 2011. Amends the Energy Employees Occupational Illness Compensation Program Act of 2000 to require the President to establish an Advisory Board on Toxic Substances and Worker Health.

(related bill) **S.545** -- A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to strengthen the quality control measures in place for part B lung disease claims and part E processes with independent reviews.

**H.R.1050** -- Small Business Health Fairness Act of 2011. Amends the Employee Retirement Income Security Act of 1974 (ERISA) to provide for establishment and governance of association health plans (AHPs), which are group health plans whose sponsors are trade, industry, professional, chamber of commerce, or similar business associations, and which meet certain ERISA certification requirements. (related bill) **H.R. 105** (see above)

(related bill) **H.R. 299** – To repeal the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010, repeal the 7.5 percent threshold on the deduction for medical expenses, provide for increased funding for high-risk pools, allow acquiring health insurance across State lines, and allow for the creation of association health plans.

(related bill) **H.R. 397** – Repeals the Patient Protection and Affordable Care Act and the Health Care and Education Reconciliation Act of 2010, effective as of their enactment. Restores provisions of law amended by such Acts.

**H.R.1066** -- Federal Firefighters Fairness Act of 2011. Provides that: (1) specified diseases, including heart disease, lung disease, tuberculosis, hepatitis, human immunodeficiency virus, and specified cancers, of federal employees in fire protection activities shall be presumed to be proximately caused by such employment if the employee is diagnosed with the disease within 10 years of the last active date of employment in fire protection activities; (2) the disability or death of such an employee due to such a disease shall be presumed to result from personal injury sustained while in the performance of duty; and (3) such presumptions may be rebutted by a preponderance of the evidence.

**H.R.1440** -- Family and Medical Leave Enhancement Act of 2011.