

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To prohibit the use of funds on certain litigation relating to the Patient Protection and Affordable Care Act or the Health Care and Education Reconciliation Act of 2010.

**IN THE SENATE OF THE UNITED STATES—116th Cong., 1st Sess.**

**H. R. 3055**

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2020, and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mrs. SHAHEEN to the amendment (No. 948) proposed by Mr. SHELBY

Viz:

1 At the appropriate place in title V of division A, in-  
2 sert the following:

3 SEC. \_\_\_\_\_. None of the funds made available by this  
4 division may be used by the Department of Justice to  
5 argue, in the conduct of any litigation to which the United  
6 States, or an agency or officer thereof is a party, that any  
7 provision of the Patient Protection and Affordable Care  
8 Act (Public Law 111–148; 124 Stat. 119) or of the Health  
9 Care and Education Reconciliation Act of 2010 (Public

1 Law 111–152; 124 Stat. 1029), including any amendment  
2 made by such Acts, is unconstitutional or is invalid or un-  
3 enforceable on any ground, including that certain provi-  
4 sions of the Patient Protection and Affordable Care Act  
5 are not severable from section 5000A of the Internal Rev-  
6 enue Code of 1986, as added by section 1501 of the Pa-  
7 tient Protection and Affordable Care Act (Public Law  
8 111–148; 124 Stat. 242).