S. 1617

To amend the Patient Protection and Affordable Care Act to ensure that individuals can keep their health insurance coverage.

IN THE SENATE OF THE UNITED STATES

OCTOBER 30, 2013

Mr. Johnson of Wisconsin (for himself, Ms. Ayotte, Mr. Barrasso, Mr. Blunt, Mr. Boozman, Mr. Chambliss, Mr. Chiesa, Mr. Coburn, Mr. Cochran, Ms. Collins, Mr. Cornyn, Mr. Crapo, Mr. Enzi, Mrs. Fischer, Mr. Flake, Mr. Grassley, Mr. Hatch, Mr. Hoeven, Mr. Inhofe, Mr. Isakson, Mr. Johanns, Mr. Kirk, Mr. McCain, Mr. McConnell, Mr. Moran, Mr. Paul, Mr. Portman, Mr. Risch, Mr. Roberts, Mr. Rubio, Mr. Scott, Mr. Sessions, Mr. Thune, Mr. Toomey, Mr. Vitter, Mr. Wicker, Mr. Graham, and Mr. Corker) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Patient Protection and Affordable Care Act to ensure that individuals can keep their health insurance coverage.

1 Be it enacted by the Senate and House of Representa- 
2 tives of the United States of America in Congress assembled, 
3 SECTION 1. SHORT TITLE. 
4 This Act may be cited as the “If You Like Your 
5 Health Plan, You Can Keep it Act”.
SEC. 2. AMENDMENT TO THE PATIENT PROTECTION AND AFFORDABLE CARE ACT.

(a) In General.—Part 2 of subtitle C of title I of the Patient Protection and Affordable Care Act (42 U.S.C. 18011 et seq.) is amended by striking section 1251 and inserting the following:

“SEC. 1251. FREEDOM TO MAINTAIN EXISTING COVERAGE.

“(a) No Changes to Existing Coverage.—

“(1) In General.—Nothing in this Act (or an amendment made by this Act) shall be construed to require that an individual terminate coverage under a group health plan or health insurance coverage in which such individual was enrolled during any part of the period beginning on the date of enactment of this Act and ending on December 31, 2013.

“(2) Continuation of Coverage.—With respect to a group health plan or health insurance coverage in which an individual was enrolled during any part of the period beginning on the date of enactment of this Act and ending on December 31, 2013, this subtitle and subtitle A (and the amendments made by such subtitles) shall not apply to such plan or coverage, regardless of whether the individual renews such coverage.

“(b) Allowance for Family Members to Join Current Coverage.—With respect to a group health
plan or health insurance coverage in which an individual was enrolled during any part of the period beginning on the date of enactment of this Act and ending on December 31, 2013, and which is renewed, family members of such individual shall be permitted to enroll in such plan or coverage if such enrollment is permitted under the terms of the plan in effect as of such date of enrollment.

“(c) Allowance for New Employees To Join Current Plan.—A group health plan that provides coverage during any part of the period beginning on the date of enactment of this Act and ending on December 31, 2013, may provide for the enrolling of new employees (and their families) in such plan, and this subtitle and subtitle A (and the amendments made by such subtitles) shall not apply with respect to such plan and such new employees (and their families).

“(d) Effect on Collective Bargaining Agreements.—In the case of health insurance coverage maintained pursuant to one or more collective bargaining agreements between employee representatives and one or more employers that was ratified before December 31, 2013, the provisions of this subtitle and subtitle A (and the amendments made by such subtitles) shall not apply until the date on which the last of the collective bargaining agreements relating to the coverage terminates. Any cov-
average amendment made pursuant to a collective bar-
gaining agreement relating to the coverage which amends
the coverage solely to conform to any requirement added
by this subtitle or subtitle A (or amendments) shall not
be treated as a termination of such collective bargaining
agreement.

“(e) DEFINITION.—In this title, the term ‘grand-
fathered health plan’ means any group health plan or
health insurance coverage to which this section applies.”.

(b) EFFECTIVE DATE.—The amendment made by
subsection (a) shall take effect as if included in the Pa-
tient Protection and Affordable Care Act (Public Law
111–148).