

114TH CONGRESS  
1ST SESSION

# H. R. 1234

To restore to States the freedom and flexibility to regulate health insurance markets, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 4, 2015

Mr. TOM PRICE of Georgia introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To restore to States the freedom and flexibility to regulate health insurance markets, and for other purposes.

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 “Medical Freedom Act  
5       of 2015”.

1 **SEC. 2. RESTORING TO STATES THE FREEDOM AND FLEXI-**  
2 **BILITY TO REGULATE HEALTH INSURANCE**  
3 **MARKETS.**

4 (a) **ELIMINATION OF PPACA RESTRICTIONS ON THE**  
5 **INSURANCE MARKET.**—Any provision of the Patient Pro-  
6 tection and Affordable Care Act (Public Law 111–148)  
7 or the Health Care and Education Reconciliation Act of  
8 2010 (Public Law 111–152) amending title XXVII of the  
9 Public Health Service Act (42 U.S.C. 300gg et seq.), or  
10 amending the Internal Revenue Code of 1986 or the Em-  
11 ployee Retirement Income Security Act of 1974 in order  
12 to incorporate or apply such an amendment to such title  
13 XXVII, is repealed and the provisions of law amended by  
14 such provisions of the Patient Protection and Affordable  
15 Care Act and the Health Care and Education Reconcili-  
16 ation Act of 2010 are restored or revived as if such Acts  
17 had not been enacted.

18 (b) **HSAS AND FSAS.**—Any provision of, or amend-  
19 ment made by, the Patient Protection and Affordable Care  
20 Act (Public Law 111–148) or the Health Care and Edu-  
21 cation Reconciliation Act of 2010 (Public Law 111–152)  
22 applying a requirement or restriction on a health savings  
23 account (within the meaning of section 223(d) of the In-  
24 ternal Revenue Code of 1986) or a health flexible spending  
25 arrangement (within the meaning of section 106(c) of the  
26 Internal Revenue Code of 1986) is repealed and the provi-

1 sions of law amended by such provisions of the Patient  
 2 Protection and Affordable Care Act and the Health Care  
 3 and Education Reconciliation Act of 2010 are restored or  
 4 revived as if such Acts had not been enacted.

5 (c) EXPANDED HEALTH PLAN SELECTION.—

6 (1) IN GENERAL.—Section 1301(a)(1) of the  
 7 Patient Protection and Affordable Care Act (42  
 8 U.S.C. 18021(a)(1)) is amended by striking “a  
 9 health plan that” and all that follows through the  
 10 period at the end and inserting “any health plan (as  
 11 defined in subsection (b)).”.

12 (2) DIRECT PRIMARY CARE MEDICAL HOME  
 13 PLANS.—Section 1301(a)(3) of such Act (42 U.S.C.  
 14 18021(a)(3)) is amended by striking “medical home  
 15 plan that meets criteria” and all that follows  
 16 through the period at the end and inserting “medical  
 17 home plan.”.

18 (3) STAND-ALONE DENTAL BENEFITS.—Section  
 19 1311(d)(2)(B)(ii) of such Act (42 U.S.C.  
 20 18031(d)(2)(B)(ii)) is amended by striking “health  
 21 plan) if the plan” and all that follows through the  
 22 period at the end and inserting “health plan).”.

23 (4) CONFORMING AMENDMENTS.—The fol-  
 24 lowing provisions of the Patient Protection and Af-  
 25 fordable Care Act (Public Law 111–148) shall have

1 no force or effect after the date of the enactment of  
2 this Act:

3 (A) Section 1301(b)(1)(B) of such Act (42  
4 U.S.C. 18021(b)(1)(B)).

5 (B) Paragraphs (1), (2), and (6) of section  
6 1311(c) of such Act (42 U.S.C. 18031(c)).

7 (C) Section 1311(d)(4)(A) of such Act (42  
8 U.S.C. 18031(d)(4)(A)).

9 (D) Section 1311(e) of such Act (42  
10 U.S.C. 18031(e)).

11 (E) Section 1311(j) of such Act (42 U.S.C.  
12 18031(j)).

13 (F) Subparagraphs (B) and (D) of section  
14 1321(a)(1) of such Act (42 U.S.C.  
15 18041(a)(1)).

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