

114TH CONGRESS  
1ST SESSION

# S. 1099

To amend the Patient Protection and Affordable Care Act to provide States with flexibility in determining the size of employers in the small group market.

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## IN THE SENATE OF THE UNITED STATES

APRIL 27, 2015

Mr. SCOTT (for himself and Mrs. SHAHEEN) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend the Patient Protection and Affordable Care Act to provide States with flexibility in determining the size of employers in the small group market.

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 “Protecting Affordable  
5 Coverage for Employees Act” or the “PACE Act”.

6 **SEC. 2. SMALL EMPLOYERS IN THE GROUP MARKET.**

7 (a) IN GENERAL.—Section 1304(b) of the Patient  
8 Protection and Affordable Care Act (42 U.S.C. 18024(b))  
9 is amended—

1 (1) in paragraph (1), by striking “101 employ-  
2 ees” and inserting “51 employees”;

3 (2) in paragraph (2), by striking “100 employ-  
4 ees” and inserting “50 employees”; and

5 (3) by striking paragraph (3) and inserting the  
6 following:

7 “(3) STATE OPTION TO EXTEND DEFINITION  
8 OF SMALL EMPLOYER.—Nothing in this subsection  
9 shall prevent a State from treating an employer with  
10 an average of at least 1 but not more than 100 em-  
11 ployees on business days during the preceding cal-  
12 endar year as a small employer for purposes of this  
13 title.”.

14 (b) PUBLIC HEALTH SERVICE ACT.—Section  
15 2791(e) of the Public Health Service Act (42 U.S.C.  
16 300gg–91(e)) is amended—

17 (1) in paragraph (2), by striking “101 employ-  
18 ees” and inserting “51 employees”; and

19 (2) in paragraph (4), by striking “100 employ-  
20 ees” and inserting “50 employees”.

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