DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1
[TD 9632]

RIN 1545–BL36

Shared Responsibility Payment for Not
Maintaining Minimum Essential
Coverage; Correction

AGENCY: Internal Revenue Service (IRS),
Treasury.

ACTION: Correcting amendment.

SUMMARY: This document contains
correcting amendments to final
regulations (TD 9632) that were published in
the Federal Register on Friday, August 30,
2013. The final regulations provide
guidance to individual taxpayers on the
liability under section 5000A of the Internal
Revenue Code for the shared responsibility
for not maintaining minimum essential
coverage.

DATES: This correction is effective
December 26, 2013 and applicable
beginning August 30, 2013.

FOR FURTHER INFORMATION CONTACT: John
Lovelace, at (202) 622–4960 (not a toll
free number).

SUPPLEMENTARY INFORMATION:

Background

The final regulations (TD 9632) that are
the subject of this correction are under
section 5000A of the Internal
Revenue Code.

Need for Correction

As published, the final regulations
(TD 9632), August 30, 2013 (78 FR
53648), contain errors that may prove to
be misleading and are in need of
clarification.

List of Subjects in 26 CFR Part 1

Income taxes, Reporting and
recordkeeping requirements.

Correction of Publication

Accordingly, 26 CFR part 1 is
corrected by making the following
correcting amendments:

PART 1—INCOME TAXES

Par. 1. The authority citation for part 1 is amended by adding the
sectional authority for § 1.5000A–1 through (d) and (f) through (j) of
this section, G’s flat dollar amount is
$695 (the lesser of $695 or $2,085
($695 × 3)). * * *

Example 4. For each individual,
affordability under paragraph (e)(4) of
this section is determined separately for
each period described in paragraphs
(e)(4)(iii)(D) of this section that is less
than a 12-month period. * * *

(iii) * * * Unless stated otherwise, in
each example the taxpayer’s taxable
year is a calendar year, the rate of
premium growth has not exceeded the
rate of income growth since 2013, and
the taxpayer is ineligible for any of the
exemptions described in paragraphs (a)
through (d) and (f) through (j) of this
section for a month.

Example 1. Unmarried individual
with no dependents. * * *

§ 1.5000A–1 Maintenance of minimum
essential coverage and liability for the
shared responsibility payment.

* * * * *

§ 1.5000A–2 Minimum essential coverage.

* * * * *

(a) * * *

(b) * * *

(1) * * *

(iv) TRICARE. Medical coverage
under chapter 55 of Title 10, U.S.C.,
including coverage under the
TRICARE program;

(2) * * *

(2) * * *

(iii) Limited-benefit TRICARE
programs. [Reserved]

(c) * * *

(1) * * *

(i) * * *

(B) Any other plan or coverage offered
in the small or large group market
within a State; or

* * * * *

(2) Government-sponsored program
generally not an eligible employer-
sponsored plan. Except for the
program identified in paragraph (b)(1)(vii) of
this section, a government-sponsored
program described in paragraph (b) of
this section is not an eligible employer-
sponsored plan.

(d) * * *

(2) Qualified health plan offered by
an exchange. * * *

Example 1. * * *

(ii) * * * Under paragraph (b)(2)(i)
of this section, G’s flat dollar amount is
$695 (the lesser of $695 and $2,085
($695 × 3)). * * *

Example 5. * * *

(iii) * * * Under paragraph (b)(2)(i)
of this section, the flat dollar amount is
$2,085 (the lesser of $2,085 or $2,085
($695 × 3)). * * *

(iv) * * * Therefore, under paragraph
(a) of this section, the shared
responsible payment imposed on S
and T for 2016 is $1,911.24 (the lesser of $1,911.24 or $11,000).

Martin V. Franks,

Chief, Publications and Regulations Branch,
Legal Processing Division, Associate Chief Counsel (Procedure and Administration).

[FR Doc. 2013–30742 Filed 12–24–13; 8:45 am]