

115TH CONGRESS
1ST SESSION

H. R. 1246

To exempt health insurance of residents of United States territories from the annual fee on health insurance providers.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 28, 2017

Mr. CURBELO of Florida (for himself and Ms. VELÁZQUEZ) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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

A BILL

To exempt health insurance of residents of United States territories from the annual fee on health insurance providers.

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 “Territory Health In-
5 surance Tax Relief Act of 2017”.

1 **SEC. 2. HEALTH INSURANCE OF RESIDENTS OF UNITED**
 2 **STATES TERRITORIES EXEMPT FROM AN-**
 3 **NUAL FEE ON HEALTH INSURANCE PRO-**
 4 **VIDERS.**

5 (a) IN GENERAL.—Section 9010(b) of the Patient
 6 Protection and Affordable Care Act (26 U.S.C. subtitle
 7 D front matter note) is amended by adding at the end
 8 the following new paragraph:

9 “(4) EXCEPTION FOR HEALTH INSURANCE OF
 10 RESIDENTS OF UNITED STATES TERRITORIES.—

11 “(A) IN GENERAL.—Solely for purposes of
 12 paragraph (1)(A), the term ‘United States
 13 health risk’ shall not include the health risk of
 14 any individual who is a bona fide resident of
 15 Guam, American Samoa, the Northern Mariana
 16 Islands, Puerto Rico, or the Virgin Islands (as
 17 determined under section 937(a)).

18 “(B) EXCEPTION NOT TO INCREASE FEE
 19 ALLOCATION.—The amount determined under
 20 paragraph (1)(B) shall be determined without
 21 regard to subparagraph (A) of this para-
 22 graph.”.

23 (b) REPORTING.—Section 9010(g)(1) of the Patient
 24 Protection and Affordable Care Act (26 U.S.C. subtitle
 25 D front matter note) is amended by inserting “(and the

1 amount of such net premiums to which subsection
2 (b)(4)(A) applies)” before the period at the end.

3 (c) EFFECTIVE DATE.—

4 (1) IN GENERAL.—The amendments made by
5 this section shall apply to calendar years beginning
6 after the date of the enactment of this Act.

7 (2) TRANSITIONAL RULE FOR REPORTING.—

8 For purposes of applying the amendment made by
9 subsection (a) with respect to the first calendar year
10 beginning after the date of the enactment of this
11 Act, the Secretary of the Treasury (or the Sec-
12 retary’s designee) shall provide a method for covered
13 entities to report the information described in the
14 amendment made by subsection (b) for the calendar
15 year which precedes such first calendar year.

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