

AMENDMENT**OFFERED BY M**____.

Add at the end of subtitle D of title IV the following:

1 **SEC. _____. CODIFYING REGULATIONS APPLICABLE TO**
2 **ALLOWABLE VARIATION IN ACTUARIAL**
3 **VALUE AND CALCULATION OF THE PREMIUM**
4 **ADJUSTMENT PERCENTAGE FOR CERTAIN**
5 **HEALTH PLANS.**

6 Notwithstanding any other provision of this subtitle
7 (and any amendments made by this subtitle)—

8 (1) section 156.140(c) of title 45, Code of Fed-
9 eral Regulations (as in effect as of the day before
10 the date of the enactment of this subtitle) shall have
11 the force and effect of law; and

12 (2) the Secretary of Health and Human Serv-
13 ices shall use the methodology used as of the day be-
14 fore the date of the enactment of this subtitle in
15 order to determine the premium adjustment percent-
16 age described in section 156.130(e) of title 45, Code
17 of Federal Regulations.

