AMENDMENT TO RULES COMMITTEE PRINT 115-8
TEXT OF H. R. 372, COMPETITIVE HEALTH INSURANCE REFORM ACT OF 2017
OFFERED BY MR. YOHO OF FLORIDA

At the end of the bill, add the following:

SEC. 3. SAFE HARBOR FOR PRIVATE SECTOR HEALTH INSURANCE PROVIDERS FROM ACA PENALTIES.

(a) IN GENERAL.—No health insurance issuer offering health insurance coverage nor sponsor of a group health plan shall be penalized, fined, or otherwise punished by any agency or instrumentality of the United States Government for a failure of such coverage or plan to comply with any of the applicable requirements of the Patient Protection and Affordable Care Act and the Healthcare and Education Reconciliation Act of 2010.

(b) EXCEPTION.—This section shall not remove the requirements on health insurance issuers or group health plan sponsors contained in sections 2704 and 2714 of the Patient Protection and Affordable Care Act, or the regulations promulgated pursuant thereto.

(c) DEFINITIONS.—For purposes of this section:

(1) The term “agency or instrumentality” means any department or independent agency of the
United States government that is tasked with enforcing applicable requirements of the Patient Protection and Affordable Care Act and Health Care and Reconciliation Act of 2010.

(2) The terms “health insurance issuer offering health insurance coverage” and “sponsor of a group health plan” shall be construed as consistent with use of such terms for purposes of the Patient Protection and Affordable Care Act, and shall include any sole proprietorship, partnership, for-profit corporation, nonprofit corporation, or any other non-governmental entity that engages in the sale or distribution of health insurance products.