

115TH CONGRESS
1ST SESSION

H. R. 2984

To amend the Patient Protection and Affordable Care Act to restrict Members of Congress who represent a State with a waiver approved under the amendments made by the American Health Care Act of 2017 to the same health insurance coverage as is available under such waiver to their constituents.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2017

Mr. SEAN PATRICK MALONEY of New York introduced the following bill; which was referred to the Committee on House Administration, 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 amend the Patient Protection and Affordable Care Act to restrict Members of Congress who represent a State with a waiver approved under the amendments made by the American Health Care Act of 2017 to the same health insurance coverage as is available under such waiver to their constituents.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “High Risk Pool, No
3 Reward Act of 2017”.

4 **SEC. 2. RESTRICTING ACCESS OF CERTAIN MEMBERS OF**
5 **CONGRESS, WHO REPRESENT A STATE WITH**
6 **AN AHCA APPROVED WAIVER, TO HEALTH IN-**
7 **SURANCE COVERAGE AVAILABLE UNDER**
8 **SUCH WAIVER TO THEIR CONSTITUENTS.**

9 Section 1312(d)(3) of the Patient Protection and Af-
10 fordable Care Act (42 U.S.C. 18032(d)(3)) is amended—

11 (1) in subparagraph (D)(i), by inserting “except
12 as provided in subparagraph (E),” after “Notwith-
13 standing any other provision of law,”; and

14 (2) by adding at the end the following new sub-
15 paragraph:

16 “(E) COVERAGE OF MEMBERS OF CON-
17 GRESS CONSISTENT WITH AHCA STATE WAIV-
18 ERS.—In the case of a State that has a waiver
19 approved and in effect under section 2701(b) of
20 the Public Health Service Act, as added by sec-
21 tion 136(a) of the American Health Care Act of
22 2017, for a purpose described in paragraph
23 (1)(C) of such section 2701(b), a Member of
24 Congress who represents such State or a dis-
25 trict in the State—

1 “(i) is not eligible to receive coverage
2 under any health benefits plan (or to re-
3 ceive any Government contribution regard-
4 ing coverage under such plan) under chap-
5 ter 89 of title 5, United States Code, with
6 respect to their service as a Member of
7 Congress; and

8 “(ii) is eligible to enroll in health in-
9 surance coverage in the individual market
10 in the State under this Act and under such
11 waiver (including, to the extent applicable,
12 through a high-risk program that carries
13 out the purpose described in paragraph (1)
14 or (2) of section 2202(a) of the Social Se-
15 curity Act or a program established under
16 section 2205 of such Act) in the same
17 manner as the Member’s constituents who
18 are eligible to enroll in such coverage.”.

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