

111TH CONGRESS  
1ST SESSION

# H. R. 4018

To amend the Public Health Service Act to provide additional health insurance options for unemployed individuals.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 2009

Mr. DEAL of Georgia (for himself, Mr. BURGESS, Mr. BUYER, Mr. PITTS, and Mr. BLUNT) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Public Health Service Act to provide additional health insurance options for unemployed individuals.

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 “Additional health in-  
5 surance options for unemployed Americans Act of 2009”.

6 **SEC. 2. ELIMINATION OF CERTAIN REQUIREMENTS FOR**  
7 **GUARANTEED AVAILABILITY IN INDIVIDUAL**  
8 **MARKET.**

9 (a) IN GENERAL.—Section 2741 of the Public Health  
10 Service Act (42 U.S.C. 300gg–41(b)) is amended—

1 (1) in subsection (a)(1), by striking “and sec-  
2 tion 2744”;

3 (2) by repealing subsection (a)(2);

4 (3) in subsection (b)(1)—

5 (A) by striking “(1)(A)” and inserting  
6 “(1)”; and

7 (B) by striking “and (B)” and all that fol-  
8 lows up to the semicolon at the end;

9 (4) in subsection (b)(2), by adding “and” at the  
10 end;

11 (5) in subsection (b)(3)—

12 (A) by striking “(1)(A)” and inserting  
13 “(1)”; and

14 (B) by striking the semicolon at the end  
15 and inserting a period; and

16 (6) in subsection (b) by striking paragraphs (4)  
17 and (5).

18 (b) TREATMENT OF CERTAIN BREAKS IN COV-  
19 ERAGE.—Section 2701(c)(2)(A) of such Act is amended  
20 by adding at the end the following: “For purposes of es-  
21 tablishing the 63-day period, any time period between date  
22 of application for coverage and date of enrollment in non-  
23 group coverage shall not be counted.”

24 (c) EFFECTIVE DATE.—The amendments made by  
25 subsections (a) and (b) shall take effect not later than the

1 date that is 12 months after the date of the enactment  
2 of this Act.

3 (d) CLARIFICATION.—Nothing in this title shall pre-  
4 vent an employee from deciding whether to keep the health  
5 insurance coverage or group health plan benefits of the  
6 employee offered by the employer of the employee or to  
7 transition into the individual market under the protections  
8 afforded such employee pursuant to the amendments made  
9 by subsection (a).

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