

113TH CONGRESS
2^D SESSION

H. R. 4196

To amend the Patient Protection and Affordable Care Act to eliminate Exchange cost-sharing subsidies, to amend title XVIII of the Social Security Act to create a Medicare Advantage Improvement Fund, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 2014

Mr. JOHNSON of Ohio introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means and Education and the Workforce, 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 eliminate Exchange cost-sharing subsidies, to amend title XVIII of the Social Security Act to create a Medicare Advantage Improvement Fund, and for other purposes.

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 “Seniors’ Fairness Act
5 of 2014”.

1 **SEC. 2. CREATING MEDICARE ADVANTAGE IMPROVEMENT**
2 **FUND.**

3 Section 1859 of the Social Security Act (42 U.S.C.
4 1395w–28) is amended by adding at the end the following
5 new subsection:

6 “(h) MEDICARE ADVANTAGE IMPROVEMENT
7 FUND.—

8 “(1) ESTABLISHMENT.—The Secretary shall es-
9 tablish under this title a Medicare Advantage Im-
10 provement Fund (in this subsection referred to as
11 the ‘Fund’) which shall be available to make im-
12 provements under the Medicare Advantage program
13 under this part, including by—

14 “(A) preventing cost-sharing increases and
15 the loss of benefits to individuals enrolled in
16 MA plans; and

17 “(B) ensuring individuals enrolled in MA
18 plans can access a high-quality network of pro-
19 viders.

20 “(2) FUNDING.—

21 “(A) IN GENERAL.—There shall be avail-
22 able to the Fund, for expenditures from the
23 Fund during the period of fiscal years 2014
24 through 2023, \$150,000,000,000.

1 “(B) FUNDING LIMITATION.—Amounts in
2 the Fund shall be available to the Secretary
3 only pursuant to an appropriations Act.”.

4 **SEC. 3. ELIMINATING EXCHANGE COST-SHARING SUB-**
5 **SIDIES UNDER PPACA.**

6 (a) IN GENERAL.—Section 1402 of the Patient Pro-
7 tection and Affordable Care Act (42 U.S.C. 18071) is
8 amended by adding at the end the following new sub-
9 section:

10 “(g) TERMINATION OF REDUCED COST-SHARING BE-
11 GINNING IN PLAN YEAR 2015.—The provisions of this
12 section shall not apply with respect to plan years after
13 plan year 2014.”.

14 (b) CONFORMING AMENDMENTS.—

15 (1) FAIR LABOR STANDARDS ACT OF 1938.—
16 Section 18B(a)(2) of the Fair Labor Standards Act
17 of 1938 (29 U.S.C. 218b(a)(2)) is amended—

18 (A) by striking “1986 and” and inserting
19 “1986 and, in the case of plan year 2014,”;
20 and

21 (B) by inserting a comma after “Care
22 Act”.

23 (2) MEDICAID.—Section 1943(b)(1)(C) of the
24 Social Security Act (42 U.S.C. 1396w-3(b)(1)(C)) is
25 amended by inserting “(for plan years in which the

1 provisions of such section apply)” after “section
2 1402 of the Patient Protection and Affordable Care
3 Act”.

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