

111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4887

To amend the Internal Revenue Code of 1986 to ensure that health coverage provided by the Department of Defense is treated as minimal essential coverage.

---

## IN THE HOUSE OF REPRESENTATIVES

MARCH 19, 2010

Mr. SKELTON (for himself, Mrs. DAVIS of California, Ms. BORDALLO, Ms. SHEA-PORTER, Mr. NYE, Mr. LARSEN of Washington, Ms. PINGREE of Maine, Mr. LOEBSACK, Ms. GIFFORDS, Mr. REYES, Mr. BOREN, Mr. KISSELL, Mr. LANGEVIN, Mr. ORTIZ, Mr. BRADY of Pennsylvania, Mr. SMITH of Washington, Mr. TAYLOR, and Ms. LORETTA SANCHEZ of California) introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To amend the Internal Revenue Code of 1986 to ensure that health coverage provided by the Department of Defense is treated as minimal essential coverage.

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. TREATMENT OF DEPARTMENT OF DEFENSE**  
4                   **HEALTH COVERAGE AS MINIMAL ESSENTIAL**  
5                   **COVERAGE.**

6       (a) IN GENERAL.—Section 5000A(f)(1) of the Inter-  
7 nal Revenue Code of 1986, as added by section 1501(b)

1 of the Patient Protection and Affordable Care Act, is  
2 amended—

3 (1) by striking clause (iv) and inserting the fol-  
4 lowing new clause:

5 “(iv) medical coverage under chapter  
6 55 of title 10, United States Code, includ-  
7 ing coverage under the TRICARE pro-  
8 gram;”;

9 (2) by striking “or” at the end of clause (v);

10 (3) by striking the period at the end of clause  
11 (vi) and inserting “; or”; and

12 (4) by inserting after clause (vi) the following  
13 new clause:

14 “(vii) the Nonappropriated Fund  
15 Health Benefits Program of the Depart-  
16 ment of Defense, established under section  
17 349 of the National Defense Authorization  
18 Act for Fiscal Year 1995 (Public Law  
19 103–337; 10 U.S.C. 1587 note).”.

20 (b) EFFECTIVE DATE.—The amendments made by  
21 this section shall take effect as if included in section  
22 1501(b) of the Patient Protection and Affordable Care Act  
23 and shall be executed immediately after the amendments  
24 made by such section 1501(b).

○