



1 is amended by adding at the end the following new sub-  
2 section:

3 “(1) STATE OPT OUT.—

4 “(1) IN GENERAL.—A State may elect not to  
5 establish any required Exchange for the State (or to  
6 cease the operation of all required Exchanges for the  
7 State) if the State enacts a law that provides for  
8 such election.

9 “(2) TERMINATION OF OPT OUT.—A State may  
10 repeal a law described in paragraph (1) and provide  
11 for the establishment of an Exchange for the  
12 State.”.

13 (b) CONFORMING AMENDMENTS.—

14 (1) Section 1311(b)(1) of the Patient Protec-  
15 tion and Affordable Care Act is amended by striking  
16 “Each State” and inserting “Subject to subsection  
17 (1), each State”.

18 (2) Section 1321(c) of such Act is amended by  
19 adding at the end the following sentence: “The pre-  
20 ceding sentence shall not apply to a State that has  
21 in effect a law described in section 1311(l).”.

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