

113TH CONGRESS  
1ST SESSION

# S. 1154

To provide that certain requirements of the Patient Protection and Affordable Care Act do not apply if the American Health Benefit Exchanges are not operating on October 1, 2013.

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IN THE SENATE OF THE UNITED STATES

JUNE 12, 2013

Mr. ROBERTS (for himself, Mr. INHOFE, Mr. BARRASSO, and Mr. COCHRAN) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To provide that certain requirements of the Patient Protection and Affordable Care Act do not apply if the American Health Benefit Exchanges are not operating on October 1, 2013.

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 “Exchange Sunset Act  
5 of 2013”.

1 **SEC. 2. NONAPPLICATION OF THE PATIENT PROTECTION**  
2 **AND AFFORDABLE CARE ACT.**

3 (a) **TERMINATION OF EXCHANGE REQUIREMENT.**—  
4 Section 1312 of the Patient Protection and Affordable  
5 Care Act (42 U.S.C. 18031) is amended by adding at the  
6 end the following:

7 “(i) **FAILURE TO OFFER COVERAGE.**—If one or more  
8 Exchanges fails to accept applications for enrollment in  
9 qualified health plans beginning on October 1, 2013, the  
10 requirements of this section shall cease to apply, and any  
11 other provisions of this Act (or an amendment made by  
12 this Act) relating to Exchanges shall not be applicable.”.

13 (b) **REQUIREMENT OF COVERAGE.**—Section 5000A  
14 of the Internal Revenue Code of 1986 is amended by add-  
15 ing at the end the following:

16 “(h) **TERMINATION.**—The provisions of this section  
17 shall terminate on October 1, 2013 if the Secretary of the  
18 Treasury determines that one or more Exchanges fails to  
19 accept applications for enrollment in qualified health plans  
20 on such date.”.

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