

114TH CONGRESS
2D SESSION

H. R. 5410

To amend the Patient Protection and Affordable Care Act to better align the grace period required for non-payment of premiums before discontinuing coverage under qualified health plans with such grace periods provided for under State law.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2016

Mr. FLORES introduced the following bill; which was referred to the
Committee on Ways and Means

A BILL

To amend the Patient Protection and Affordable Care Act to better align the grace period required for non-payment of premiums before discontinuing coverage under qualified health plans with such grace periods provided for under State law.

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 “Health Coverage State
5 Flexibility Act of 2016”.

1 **SEC. 2. ALIGNING QUALIFIED HEALTH PLAN GRACE PE-**
2 **RIOD REQUIREMENTS WITH STATE LAW**
3 **GRACE PERIOD REQUIREMENTS.**

4 Section 1412(c)(2) of the Patient Protection and Af-
5 fordable Care Act (42 U.S.C. 18082(c)(2)) is amended—

6 (1) in subparagraph (B)(iv)(II), by striking “a
7 3-month grace period” and inserting “a grace period
8 specified in subparagraph (C)”; and

9 (2) by adding at the end the following new sub-
10 paragraph:

11 “(C) GRACE PERIOD SPECIFIED.—For pur-
12 poses of subparagraph (B)(iv)(II), the grace pe-
13 riod specified in this subparagraph is—

14 “(i) for plan years beginning before
15 January 1, 2017, a 3-month grace period;
16 and

17 “(ii) for plan years beginning during
18 2017 or a subsequent year, such grace pe-
19 riod for non-payment of premiums before
20 discontinuing coverage as is applicable
21 under the State law of the State in which
22 the Exchange operates to health insurance
23 coverage offered in the individual market
24 (or, in the case such a State law is not in

1 place for the State involved, a 30-day
2 grace period).”.

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