

116TH CONGRESS
1ST SESSION

H. R. 5291

To amend the Patient Protection and Affordable Care Act to require the Secretary of Health and Human Services to set forth a method of determining annual updates to premium tax credit eligibility and maximum out-of-pocket limits.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 3, 2019

Mr. VAN DREW (for himself, Ms. MATSUI, and Mr. HORSFORD) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Patient Protection and Affordable Care Act to require the Secretary of Health and Human Services to set forth a method of determining annual updates to premium tax credit eligibility and maximum out-of-pocket limits.

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 “Fair Indexing for
5 Health Care Affordability Act”.

1 **SEC. 2. PREMIUM ADJUSTMENT PERCENTAGE.**

2 Section 1302(c)(4) of the Patient Protection and Af-
3 fordable Care Act (42 U.S.C. 18022(c)(4)) is amended by
4 striking “calendar year)” and inserting “calendar year,
5 based on estimates and projections for the applicable cal-
6 endar year of the percentage (if any) by which the average
7 per enrollee premium for eligible employer-sponsored
8 health plans (as defined in section 5000A(f)(2) of the In-
9 ternal Revenue Code of 1986) exceeds such average per
10 enrollee premium for the preceding calendar year, as pub-
11 lished in the National Health Expenditure Accounts)”.

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