

116TH CONGRESS
1ST SESSION

S. 1313

To repeal the multi-State plan program.

IN THE SENATE OF THE UNITED STATES

MAY 2, 2019

Mr. JOHNSON (for himself, Mr. BARRASSO, Mr. BRAUN, Mr. WICKER, Mr. LEE, Mr. ALEXANDER, Mr. ENZI, Mr. CRAMER, and Mr. PAUL) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To repeal the multi-State plan program.

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 “Repeal Insurance
5 Plans of the Multi-State Program Act” or the “RIP MSP
6 Act”.

7 **SEC. 2. REPEAL OF MULTI-STATE PLAN PROGRAM.**

8 (a) DEFINITIONS.—In this section, the terms “multi-
9 State plan issuer” and “MSP issuer” mean a health insur-
10 ance issuer or group of health insurance issuers that has
11 a contract with the Office of Personnel Management to

1 offer multi-State plan options pursuant to section 1334
2 of the Patient Protection and Affordable Care Act (Public
3 Law 111–148).

4 (b) PROGRAM REPEAL.—Effective January 1, 2020,
5 section 1334 of the Patient Protection and Affordable
6 Care Act (Public Law 111–148) shall have no force or
7 effect.

8 (c) TERMINATION OF EXTERNAL REVIEW.—The ad-
9 ministration of external review pursuant to section 1334
10 of the Patient Protection and Affordable Care Act shall
11 conclude upon the issuance by the Director of the Office
12 of Personnel Management (referred to in this section as
13 “OPM”) of all final decisions for enrollees enrolled in a
14 multi-State plan during or before the 2019 plan year.

15 (d) REQUIRED REPORTING.—Not later than 60 days
16 after the date of enactment of this Act, the Director of
17 OPM shall provide the Committee on Homeland Security
18 and Governmental Affairs and the Committee on Health,
19 Education, Labor, and Pensions of the Senate and the
20 Committee on Oversight and Reform and the Committee
21 on Energy and Commerce of the House of Representatives
22 a briefing concerning the efforts of the OPM to wind down
23 the multi-State program under section 1334 of the Patient
24 Protection and Affordable Care Act. Such briefing shall

1 contain such information as may be required, including
 2 information regarding—

3 (1) the methods of communication OPM and an
 4 MSP issuer will use to notify current enrollees that
 5 the multi-State plan will not be offered during the
 6 next open season, including a timeline of the planned
 7 communications;

8 (2) a description of how the Director of OPM
 9 will work with the Secretary of Health and Human
 10 Services to ensure that no plans previously offered
 11 pursuant to such section 1334 are offered on State
 12 or Federal Exchanges; and

13 (3) a timeline detailing how OPM will close
 14 down the information technology portal that MSP
 15 issuers utilize.

16 (e) CONFORMING AMENDMENTS.—

17 (1) IN GENERAL.—Title I of the Patient Pro-
 18 tection and Affordable Care Act is amended—

19 (A) in section 1301(a) (42 U.S.C.
 20 18021(a))—

21 (i) in paragraph (2)—

22 (I) in the heading, by striking
 23 “AND MULTI-STATE QUALIFIED
 24 HEALTH PLANS”; and

1 (II) by striking “and a multi-
2 State plan under section 1334,”; and
3 (ii) in paragraph (4), by striking “,
4 including a multi-State qualified health
5 plan,”; and

6 (B) in section 1324(a) (42 U.S.C.
7 18044(a)), by striking “, or a multi-State quali-
8 fied health plan under section 1334,”.

9 (2) EFFECTIVE DATE.—The amendments made
10 by paragraph (1) shall take effect on January 1,
11 2020.

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