AMENDMENT TO H.R. 1386

Offered by M .

In paragraph (6)(B) of section 1311(i) of the Patient Protection and Affordable Care Act, as proposed to be added by section 2(a)(4)(B), strike "For purposes" and insert the following:

1 "(i) In General.—For purposes".

In paragraph (6)(B) of section 1311(i) of the Patient Protection and Affordable Care Act, as proposed to be added by section 2(a)(4)(B), add at the end the following new clauses:

2 "(ii) Limitation.—No amounts may 3 be obligated under clause (i) for fiscal year 4 2020, 2021, or 2022 unless the Secretary 5 certifies that, for such year, each health in-6 surance issuer has passed on all user fee 7 savings amounts (as defined in clause (iii)) 8 with respect to such issuer and such year 9 to individuals enrolled in health insurance 10 coverage offered by such issuer in the form 11 of premium reductions.

1	"(iii) Definition.—For purposes of
2	clause (ii), the term 'user fee savings
3	amount' means, with respect to a health
4	insurance issuer and a fiscal year, the
5	amount by which the user fees owed by
6	such issuer for such year pursuant to sec-
7	tion 156.50(c) of title 45, Code of Federal
8	Regulations (or any successor regulations),
9	without application of section 3 of the EN-
10	ROLL Act of 2019, exceeds such fees
11	owed by such issuer for such year with ap-
12	plication of such section.".

Add at the end the following new section:

13	SEC. 3. REDUCING THE MONTHLY USER FEE RATE FOR
14	CERTAIN EXCHANGES.
15	In applying section 156.50(c) of title 45, Code of
16	Federal Regulations (or any successor regulations), the
17	Secretary of Health and Human Services shall specify a
18	monthly user fee rate, with respect to a participating
19	issuer offering a plan through an Exchange—
20	(1) described in paragraph (1) of such section,
21	of 3 percent for each month beginning on or after
22	January 1, 2020, and ending on or before December
23	31, 2022; and

3

- 1 (2) described in paragraph (2) of such section,
- of 2.5 percent for each such month.

