

VIRGINIA ACTS OF ASSEMBLY -- 2020 SESSION

CHAPTER 842

An Act to amend and reenact § 38.2-3454.1 of the Code of Virginia, relating to renewal of health benefit plans; special exception.

[H 1141]

Approved April 7, 2020

Be it enacted by the General Assembly of Virginia:

1. That § 38.2-3454.1 of the Code of Virginia is amended and reenacted as follows:

§ 38.2-3454.1. Renewal of health benefit plans; special exception.

Notwithstanding any other provision of state law, a health carrier may ~~sell, issue, or offer for sale or~~ renew any health benefit plan that would otherwise ~~(i) not be permitted to be sold, issued, or offered for sale or~~ ~~(ii)~~ be required to be canceled, discontinued, or terminated, because the health benefit plan does not meet the requirements of Title I of the federal Patient Protection and Affordable Care Act (H.R. 3590), as amended by the Health Care and Education Reconciliation Act of 2010 (P.L. 111-152) (the PPACA) or regulations promulgated thereunder, to the extent and under the terms that ~~(a)~~ the appropriate federal authority has suspended enforcement of provisions of Title I of the PPACA or regulations promulgated thereunder ~~or (b) the requirements of the PPACA are amended by any federal law.~~ This section applies to health benefit plans sold or offered for sale in the individual and group markets.