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HOUSE BILL NO. 1141

AMENDMENT IN THE NATURE OF A SUBSTITUTE
(Proposed by the Senate Committee on Commerce and Labor
on March 2, 2020)

(Patron Prior to Substitute—Delegate Tran)

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

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.

SENATE SUBSTITUTE

HB1141S1