

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Article 1 of Chapter 34 of Title 38.2 a section*  
3 *numbered 38.2-3407.21, relating to health insurance; short-term limited-duration medical plans.*

4 [S 404]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That the Code of Virginia is amended by adding in Article 1 of Chapter 34 of Title 38.2 a**  
8 **section numbered 38.2-3407.21 as follows:**9 **§ 38.2-3407.21. Short-term limited-duration medical plans.**10 **A. As used in this section:**11 *"Carrier" means any entity that is authorized to sell, offer, or provide a short-term limited-duration*  
12 *medical plan.*13 *"Covered person" means a policyholder, subscriber, enrollee, participant, or other individual who is*  
14 *entitled to health care services provided, arranged for, paid for, or reimbursed pursuant to a short-term*  
15 *limited-duration medical plan.*16 *"PPACA" has the meaning ascribed thereto in § 38.2-3438.*17 *"Short-term limited-duration medical plan" has the same meaning as short-term limited-duration*  
18 *insurance as used in 26 C.F.R. § 54.9801-2, 29 C.F.R. § 2590.701-2 and 45 C.F.R. § 144.103 except as*  
19 *described in subsection B.*20 *B. No carrier shall issue, deliver, issue for delivery, reissue, or extend in the Commonwealth on and*  
21 *after July 1, 2021, any short-term limited-duration medical plan:*22 *1. With a duration that exceeds three months;*23 *2. That can be renewed or extended if the renewal or extension would result in such coverage being*  
24 *effective for more than six months, notwithstanding § 38.2-3514.2; or*25 *3. If the issuance, delivery, reissuance, or extension of the short-term limited-duration medical plan*  
26 *would result in a covered person being covered by a short-term limited-duration medical plan for more*  
27 *than six months in any 12-month period.*28 *C. No carrier shall issue a short-term limited-duration medical plan during an annual open*  
29 *enrollment period.*30 *D. Any certificate delivered in the Commonwealth that is issued under a short-term limited-duration*  
31 *medical plan in any other jurisdiction shall comply with the requirements of this section.*32 **2. That the provisions of this act shall become effective on July 1, 2021.**