

117TH CONGRESS
1ST SESSION

S. 2519

To repeal the multi-State plan program.

IN THE SENATE OF THE UNITED STATES

JULY 28, 2021

Mr. JOHNSON (for himself, Mr. WICKER, Mr. TOOMEY, Mr. LEE, Ms. LUMMIS, Mr. BRAUN, Mr. CRAMER, Mr. BARRASSO, Mr. LANKFORD, Mrs. HYDE-SMITH, Mr. INHOFE, Mrs. BLACKBURN, 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

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

5 (b) PROGRAM REPEAL.—Effective January 1, 2022,
6 section 1334 of the Patient Protection and Affordable
7 Care Act (Public Law 111–148) shall have no force or
8 effect.

9 (c) TERMINATION OF EXTERNAL REVIEW.—The ad-
10 ministration of external review pursuant to section 1334
11 of the Patient Protection and Affordable Care Act shall
12 conclude upon the issuance by the Director of the Office
13 of Personnel Management (referred to in this section as
14 “OPM”) of all final decisions for enrollees enrolled in a
15 multi-State plan during or before the 2021 plan year.

16 (d) REQUIRED REPORTING.—Not later than 60 days
17 after the date of enactment of this Act, the Director of
18 OPM shall provide the Committee on Homeland Security
19 and Governmental Affairs and the Committee on Health,
20 Education, Labor, and Pensions of the Senate and the
21 Committee on Oversight and Reform and the Committee
22 on Energy and Commerce of the House of Representatives
23 a briefing concerning the efforts of the OPM to wind down
24 the multi-State program under section 1334 of the Patient
25 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 2022.

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