

## HR 2868

Small Business Health Fairness Act of 2015

**Congress:** 114 (2015–2017, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Jun 24, 2015

**Current Status:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions.

**Latest Action:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions. (Nov 16, 2015)

**Official Text:** <https://www.congress.gov/bill/114th-congress/house-bill/2868>

### Sponsor

**Name:** Rep. Johnson, Sam [R-TX-3]

**Party:** Republican • **State:** TX • **Chamber:** House

### Cosponsors (4 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Blackburn, Marsha [R-TN-7]	R · TN		Jul 15, 2015
Rep. Cole, Tom [R-OK-4]	R · OK		Jul 15, 2015
Rep. Olson, Pete [R-TX-22]	R · TX		Jul 15, 2015
Rep. Hensarling, Jeb [R-TX-5]	R · TX		Jul 21, 2015

### Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Nov 16, 2015

### Subjects & Policy Tags

**Policy Area:**

Health

### Related Bills

Bill	Relationship	Last Action
114 S 2519	Related bill	Feb 9, 2016: Read twice and referred to the Committee on Finance. (Sponsor introductory remarks on measure: CR S740-741)
114 HR 2300	Related bill	Nov 16, 2015: Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
114 HR 2653	Related bill	Jun 15, 2015: Referred to the Subcommittee on Health.

## **Small Business Health Fairness Act of 2015**

Amends the Employee Retirement Income Security Act of 1974 (ERISA) to provide for establishment and governance of association health plans (AHPs), which are group health plans whose sponsors are trade, industry, professional, chamber of commerce, or similar business associations, and which meet certain ERISA certification requirements.

Prescribes rules governing AHPs, including requirements relating to certification, sponsors and boards of trustees, participation and coverage, nondiscrimination, contribution rates, notice of voluntary termination, correction actions, and mandatory termination.

Establishes the Association Health Plan Fund to be used to make payments to an insurer to maintain coverage for a plan if there is a reasonable expectation that, without such payments, claims would not be satisfied by reason of termination of coverage.

Requires the Secretary of Labor to establish a Solvency Standards Working Group.

Allows a state to impose a contribution tax on an association health plan that commenced operations in such state after the enactment of this Act.

Preempts any state law that may preclude a health insurance issuer from: (1) offering health insurance coverage in connection with a certified AHP; or (2) offering health insurance coverage of the same policy type to other employers operating in the state that are eligible for coverage under such AHPs, whether or not such other employers are participating employers in such plan.

Subjects to criminal penalties a person who willfully makes false representations with respect to an AHP.

## **Actions Timeline**

---

- **Nov 16, 2015:** Referred to the Subcommittee on Health, Employment, Labor, and Pensions.
- **Jun 24, 2015:** Introduced in House
- **Jun 24, 2015:** Referred to the House Committee on Education and the Workforce.