

HR 1101

Small Business Health Fairness Act of 2017

Congress: 115 (2017–2019, Ended)

Chamber: House

Policy Area: Health

Introduced: Feb 16, 2017

Current Status: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and

Latest Action: Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (Mar 23, 2017)

Official Text: <https://www.congress.gov/bill/115th-congress/house-bill/1101>

Sponsor

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

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

Cosponsors (37 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Walberg, Tim [R-MI-7]	R · MI		Feb 16, 2017
Rep. Allen, Rick W. [R-GA-12]	R · GA		Feb 28, 2017
Rep. Bishop, Mike [R-MI-8]	R · MI		Feb 28, 2017
Rep. Bost, Mike [R-IL-12]	R · IL		Feb 28, 2017
Rep. Faso, John J. [R-NY-19]	R · NY		Feb 28, 2017
Rep. Guthrie, Brett [R-KY-2]	R · KY		Feb 28, 2017
Rep. Huizenga, Bill [R-MI-2]	R · MI		Feb 28, 2017
Rep. Jenkins, Lynn [R-KS-2]	R · KS		Feb 28, 2017
Rep. Mitchell, Paul [R-MI-10]	R · MI		Feb 28, 2017
Rep. Roe, David P. [R-TN-1]	R · TN		Feb 28, 2017
Rep. Rokita, Todd [R-IN-4]	R · IN		Feb 28, 2017
Rep. Sessions, Pete [R-TX-32]	R · TX		Feb 28, 2017
Rep. Stefanik, Elise M. [R-NY-21]	R · NY		Feb 28, 2017
Rep. Stivers, Steve [R-OH-15]	R · OH		Feb 28, 2017
Rep. Walorski, Jackie [R-IN-2]	R · IN		Feb 28, 2017
Rep. Chabot, Steve [R-OH-1]	R · OH		Mar 2, 2017
Rep. Flores, Bill [R-TX-17]	R · TX		Mar 2, 2017
Rep. Hensarling, Jeb [R-TX-5]	R · TX		Mar 2, 2017
Rep. Hunter, Duncan D. [R-CA-50]	R · CA		Mar 2, 2017
Rep. Pittenger, Robert [R-NC-9]	R · NC		Mar 2, 2017
Rep. Rouzer, David [R-NC-7]	R · NC		Mar 2, 2017
Rep. Weber, Randy K., Sr. [R-TX-14]	R · TX		Mar 2, 2017
Rep. Wilson, Joe [R-SC-2]	R · SC		Mar 2, 2017
Rep. Ferguson, A. Drew, IV [R-GA-3]	R · GA		Mar 6, 2017
Del. Radewagen, Aumua Amata Coleman [R-AS-At Large]	R · AS		Mar 10, 2017
Rep. Byrne, Bradley [R-AL-1]	R · AL		Mar 10, 2017
Rep. Duncan, Jeff [R-SC-3]	R · SC		Mar 10, 2017
Rep. Grothman, Glenn [R-WI-6]	R · WI		Mar 10, 2017
Rep. Hultgren, Randy [R-IL-14]	R · IL		Mar 10, 2017
Rep. Messer, Luke [R-IN-6]	R · IN		Mar 10, 2017
Rep. Smith, Jason [R-MO-8]	R · MO		Mar 10, 2017
Rep. Barletta, Lou [R-PA-11]	R · PA		Mar 16, 2017
Rep. Bilirakis, Gus M. [R-FL-12]	R · FL		Mar 16, 2017
Rep. Cramer, Kevin [R-ND-At Large]	R · ND		Mar 16, 2017
Rep. McCaul, Michael T. [R-TX-10]	R · TX		Mar 16, 2017
Rep. Smucker, Lloyd [R-PA-16]	R · PA		Mar 16, 2017
Rep. Trott, David A. [R-MI-11]	R · MI		Mar 16, 2017

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Reported By	Mar 17, 2017
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Mar 23, 2017

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
115 HRES 210	Procedurally related	Mar 21, 2017: Motion to reconsider laid on the table Agreed to without objection.
115 HR 1072	Related bill	Feb 17, 2017: Referred to the Subcommittee on Health.
115 HR 277	Related bill	Feb 10, 2017: Referred to the Subcommittee on Indian, Insular and Alaska Native Affairs.
115 S 222	Related bill	Jan 24, 2017: Read twice and referred to the Committee on Finance.

Summary (as of Mar 22, 2017)

Small Business Health Fairness Act of 2017

(Sec. 2) This bill amends the Employee Retirement Income Security Act of 1974 (ERISA) to provide for the establishment and governance of association health plans (AHPs), which are group health plans sponsored by business associations.

The bill establishes requirements for AHPs relating to certification, sponsors and boards of trustees, participation and coverage, nondiscrimination, contribution rates, and voluntary termination.

AHPs offering benefits that are not health insurance must: (1) establish and maintain sufficient reserves and stop-loss insurance to cover those benefits, and (2) make annual payments to a fund to be used to pay for stop-loss insurance for such AHPs for which there is a reasonable expectation that claims would not be satisfied without such insurance. AHPs that fail to meet these requirements are subject to termination.

The Department of Labor must establish a Solvency Standards Working Group.

States may tax contributions to AHPs, with certain conditions.

The bill preempts state laws that preclude health insurers from: (1) offering health insurance in connection with a certified AHP; or (2) offering health insurance of the same policy type to other employers in the state that are eligible for coverage under AHPs.

(Sec. 4) The bill establishes criminal penalties for willfully making false representations regarding an AHP.

Actions Timeline

- **Mar 23, 2017:** Received in the Senate and Read twice and referred to the Committee on Health, Education, Labor, and Pensions.
- **Mar 22, 2017:** Considered under the provisions of rule H. Res. 210. (consideration: CR H2312-2330; text of measure as reported in House: CR H2312-2318)
- **Mar 22, 2017:** Rule provides for consideration of H.R. 1101 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Specified amendment is in order.
- **Mar 22, 2017:** DEBATE - The House proceeded with one hour of debate on H.R. 1101.
- **Mar 22, 2017:** DEBATE - Pursuant to the provisions of H.Res. 210, the House proceeded with 10 minutes of debate on the Herrera Beutler amendment No. 1.
- **Mar 22, 2017:** Ms. Shea-Porter moved to recommit with instructions to the Committee on Education and the Workforce. (text: CR H2328)
- **Mar 22, 2017:** DEBATE - The House proceeded with 10 minuted of debate on the Shea-Porter motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to require plans to provide coverage for substance use disorder treatments, including treatment for opioid use.
- **Mar 22, 2017:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Mar 22, 2017:** On motion to recommit with instructions Failed by the Yeas and Nays: 179 - 233 (Roll no. 185).
- **Mar 22, 2017:** Passed/agreed to in House: On passage Passed by recorded vote: 236 - 175 (Roll no. 186).
- **Mar 22, 2017:** On passage Passed by recorded vote: 236 - 175 (Roll no. 186).
- **Mar 22, 2017:** Motion to reconsider laid on the table Agreed to without objection.
- **Mar 21, 2017:** Rule H. Res. 210 passed House.
- **Mar 20, 2017:** Rules Committee Resolution H. Res. 210 Reported to House. Rule provides for consideration of H.R. 1101 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be considered read. Specified amendments are in order.
- **Mar 17, 2017:** Reported (Amended) by the Committee on Education and the Workforce. H. Rept. 115-43.
- **Mar 17, 2017:** Placed on the Union Calendar, Calendar No. 23.
- **Mar 8, 2017:** Committee Consideration and Mark-up Session Held.
- **Mar 8, 2017:** Ordered to be Reported (Amended) by the Yeas and Nays: 22 - 17.
- **Feb 16, 2017:** Introduced in House
- **Feb 16, 2017:** Referred to the House Committee on Education and the Workforce.