

113TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To amend the Patient Protection and Affordable Care Act to extend the initial open enrollment period.

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IN THE SENATE OF THE UNITED STATES

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Mrs. SHAHEEN (for herself, Mr. UDALL of Colorado, Ms. LANDRIEU, Mr. MERKLEY, and Mrs. FEINSTEIN) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend the Patient Protection and Affordable Care Act to extend the initial open enrollment period.

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 “ACA Enrollment Ex-  
5 tension Act”.

6 **SEC. 2. EXTENSION OF OPEN ENROLLMENT PERIOD.**

7 (a) EXTENSION.—Section 1311(c)(6)(A) of the Pa-  
8 tient Protection and Affordable Care Act (42 U.S.C.  
9 18031(c)(6)(A)) is amended to read as follows:

1           “(A) an initial open enrollment period, to  
2           close on a date determined appropriate by the  
3           Secretary of Health and Human Services, and  
4           which shall be the later of—

5                     “(i) May 31, 2014; or

6                     “(ii) a later date determined by the  
7           Secretary after considering the progress  
8           made on improving the functionality of the  
9           Federally-facilitated health insurance mar-  
10          ketplace and related factors;”.

11          (b) EXTENSION FOR OTHER PLANS.—Section  
12 2702(b) of the Public Health Service Act (42 U.S.C.  
13 300gg-1(b)) is amended by adding at the end the fol-  
14 lowing:

15                     “(4) INITIAL OPEN ENROLLMENT PERIOD.—A  
16          health insurance issuer described in subsection (a)  
17          that provides health insurance coverage in the indi-  
18          vidual market shall provide for an initial open enroll-  
19          ment or special enrollment period applicable to such  
20          coverage that begins on the effective date of this sec-  
21          tion and ends on the date determined by the Sec-  
22          retary of Health and Human Services under section  
23          1311(e)(6)(A) of the Patient Protection and Afford-  
24          able Care Act.”.

1           (c)   NONAPPLICATION   OF   PENALTY.—Section  
2 5000A(c) of the Internal Revenue Code of 1986 is amend-  
3 ed by adding at the end the following:

4                   “(E) APPLICATION TO 2014.—For purposes  
5           of imposing a penalty under this section for  
6           taxable year 2014, the amount of the penalty to  
7           be imposed shall not include any month ending  
8           prior to the closing date determined by the Sec-  
9           retary of Health and Human Services under  
10          section 1311(c)(6)(A) of the Patient Protection  
11          and Affordable Care Act.”.