

116TH CONGRESS  
1ST SESSION

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

To provide that certain guidance related to waivers for State innovation under the Patient Protection and Affordable Care Act shall have no force or effect.

---

IN THE SENATE OF THE UNITED STATES

Mr. WARNER (for himself, Mr. CARDIN, Mrs. SHAHEEN, and Ms. BALDWIN) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

---

**A BILL**

To provide that certain guidance related to waivers for State innovation under the Patient Protection and Affordable Care Act shall have no force or effect.

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 “Protecting Americans  
5 with Pre-existing Conditions Act of 2019”.

1 **SEC. 2. PROVIDING THAT CERTAIN GUIDANCE RELATED TO**  
2 **WAIVERS FOR STATE INNOVATION UNDER**  
3 **THE PATIENT PROTECTION AND AFFORD-**  
4 **ABLE CARE ACT SHALL HAVE NO FORCE OR**  
5 **EFFECT.**

6 Beginning April 1, 2019, the Secretary of Health and  
7 Human Services and the Secretary of the Treasury may  
8 not take any action to implement, enforce, or otherwise  
9 give effect to the guidance entitled “State Relief and Em-  
10 powerment Waivers” (83 Fed. Reg. 53575 (October 24,  
11 2018)), and the Secretaries may not promulgate any sub-  
12 stantially similar guidance or rule.