

112TH CONGRESS  
1ST SESSION

# S. 221

To amend the Internal Revenue Code of 1986 to extend the health insurance costs tax credit, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JANUARY 27, 2011

Mr. BROWN of Ohio (for himself, Mr. ROCKEFELLER, Ms. STABENOW, and Mr. CASEY) introduced the following bill; which was read twice and referred to the Committee on Finance

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## A BILL

To amend the Internal Revenue Code of 1986 to extend the health insurance costs tax credit, and for other purposes.

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. IMPROVEMENT OF THE AFFORDABILITY OF**  
4       **THE CREDIT.**

5       (a) IN GENERAL.—Section 35(a) of the Internal Rev-  
6       enue Code of 1986 is amended by striking “February 13,  
7       2011” and inserting “July 1, 2012”.

8       (b) CONFORMING AMENDMENT.—Section 7527(b) of  
9       such Code is amended by striking “February 13, 2011”  
10      and inserting “July 1, 2012”.

1 (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall apply to coverage months beginning after  
3 February 12, 2011.

4 **SEC. 2. PAYMENT FOR THE MONTHLY PREMIUMS PAID**  
5 **PRIOR TO COMMENCEMENT OF THE AD-**  
6 **VANCE PAYMENTS OF CREDIT.**

7 (a) IN GENERAL.—Section 7527(e) of the Internal  
8 Revenue Code of 1986 is amended by striking “February  
9 13, 2011” and inserting “July 1, 2012”.

10 (b) EFFECTIVE DATE.—The amendment made by  
11 this section shall apply to coverage months beginning after  
12 February 12, 2011.

13 **SEC. 3. TAA RECIPIENTS NOT ENROLLED IN TRAINING PRO-**  
14 **GRAMS ELIGIBLE FOR CREDIT.**

15 (a) IN GENERAL.—Section 35(c)(2)(B) of the Inter-  
16 nal Revenue Code of 1986 is amended by striking “Feb-  
17 ruary 13, 2011” and inserting “July 1, 2012”.

18 (b) EFFECTIVE DATE.—The amendment made by  
19 this section shall apply to coverage months beginning after  
20 February 12, 2011.

1 **SEC. 4. TAA PRE-CERTIFICATION PERIOD RULE FOR PUR-**  
2 **POSES OF DETERMINING WHETHER THERE IS**  
3 **A 63-DAY LAPSE IN CREDITABLE COVERAGE.**

4 (a) IRC AMENDMENT.—Section 9801(c)(2)(D) of the  
5 Internal Revenue Code of 1986 is amended by striking  
6 “February 13, 2011” and inserting “July 1, 2012”.

7 (b) ERISA AMENDMENT.—Section 701(c)(2)(C) of  
8 the Employee Retirement Income Security Act of 1974  
9 (29 U.S.C. 1181(c)(2)(C)) is amended by striking “Feb-  
10 ruary 13, 2011” and inserting “July 1, 2012”.

11 (c) PHSA AMENDMENT.—Section 2701(c)(2)(C) of  
12 the Public Health Service Act (42 U.S.C. 300gg(c)(2)(C))  
13 is amended by striking “February 13, 2011” and inserting  
14 “July 1, 2012”.

15 (d) EFFECTIVE DATE.—The amendments made by  
16 this section shall apply to plan years beginning after Feb-  
17 ruary 12, 2011.

18 **SEC. 5. CONTINUED QUALIFICATION OF FAMILY MEMBERS**  
19 **AFTER CERTAIN EVENTS.**

20 (a) IN GENERAL.—Section 35(g)(9) of the Internal  
21 Revenue Code of 1986 is amended by striking “February  
22 13, 2011” and inserting “July 1, 2012”.

23 (b) CONFORMING AMENDMENT.—Section 173(f)(8)  
24 of the Workforce Investment Act of 1998 (29 U.S.C.  
25 2918(f)(8)) is amended by striking “February 13, 2011”  
26 and inserting “July 1, 2012”.

1 (c) EFFECTIVE DATE.—The amendments made by  
2 this section shall apply to months beginning after Feb-  
3 ruary 12, 2011.

4 **SEC. 6. EXTENSION OF COBRA BENEFITS FOR CERTAIN**  
5 **TAA-ELIGIBLE INDIVIDUALS AND PBGC RE-**  
6 **CIPIENTS.**

7 (a) ERISA AMENDMENTS.—

8 (1) PBGC RECIPIENTS.—Section 602(2)(A)(v)  
9 of the Employee Retirement Income Security Act of  
10 1974 (29 U.S.C. 1162(2)(A)(v)) is amended by  
11 striking “February 12, 2011” and inserting “June  
12 30, 2012”.

13 (2) TAA-ELIGIBLE INDIVIDUALS.—Section  
14 602(2)(A)(vi) of such Act (29 U.S.C.  
15 1162(2)(A)(vi)) is amended by striking “February  
16 12, 2011” and inserting “June 30, 2012”.

17 (b) IRC AMENDMENTS.—

18 (1) PBGC RECIPIENTS.—Section  
19 4980B(f)(2)(B)(i)(V) of the Internal Revenue Code  
20 of 1986 is amended by striking “February 12,  
21 2011” and inserting “June 30, 2012”.

22 (2) TAA-ELIGIBLE INDIVIDUALS.—Section  
23 4980B(f)(2)(B)(i)(VI) of such Code is amended by  
24 striking “February 12, 2011” and inserting “June  
25 30, 2012”.

1 (c) PHSA AMENDMENTS.—Section 2202(2)(A)(iv) of  
2 the Public Health Service Act (42 U.S.C. 300bb–  
3 2(2)(A)(iv)) is amended by striking “February 12, 2011”  
4 and inserting “June 30, 2012”.

5 (d) EFFECTIVE DATE.—The amendments made by  
6 this section shall apply to periods of coverage which would  
7 (without regard to the amendments made by this section)  
8 end on or after February 12, 2011.

9 **SEC. 7. ADDITION OF COVERAGE THROUGH VOLUNTARY**  
10 **EMPLOYEES’ BENEFICIARY ASSOCIATIONS.**

11 (a) IN GENERAL.—Section 35(e)(1)(K) of the Inter-  
12 nal Revenue Code of 1986 is amended by striking “Feb-  
13 ruary 13, 2011” and inserting “July 1, 2012”.

14 (b) EFFECTIVE DATE.—The amendment made by  
15 this section shall apply to coverage months beginning after  
16 February 12, 2011.

17 **SEC. 8. NOTICE REQUIREMENTS.**

18 (a) IN GENERAL.—Section 7527(d)(2) of the Inter-  
19 nal Revenue Code of 1986 is amended by striking “Feb-  
20 ruary 13, 2011” and inserting “July 1, 2012”.

21 (b) EFFECTIVE DATE.—The amendment made by  
22 this section shall apply to certificates issued after Feb-  
23 ruary 12, 2011.

1 **SEC. 9. APPLICATION OF LEVY TO PAYMENTS TO FEDERAL**  
2 **VENDORS RELATING TO PROPERTY.**

3 (a) **IN GENERAL.**—Section 6331(h)(3) of the Inter-  
4 nal Revenue Code of 1986 is amended by striking “of  
5 goods or services” and all that follows and inserting “of—

6 “(A) goods or services sold or leased to the  
7 Federal Government, or

8 “(B) in the case of levies issued during the  
9 2-year period beginning after the date of the  
10 enactment of this subparagraph, property so  
11 sold or leased.”.

12 (b) **EFFECTIVE DATE.**—The amendment made by  
13 this section shall apply to levies issued after the date of  
14 the enactment of this Act.

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