

116TH CONGRESS  
1ST SESSION

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

To amend the Patient Protection and Affordable Care Act to provide for additional requirements with respect to the navigator program, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Ms. BALDWIN (for herself and Mr. CASEY) 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 provide for additional requirements with respect to the navigator program, 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. SHORT TITLE.**

4 This Act may be cited as the Expand Navigators' Re-  
5 sources for Outreach, Learning, and Longevity Act of  
6 2019 or the ENROLL Act of 2019.

1 **SEC. 2. PROVIDING FOR ADDITIONAL REQUIREMENTS**  
2 **WITH RESPECT TO THE NAVIGATOR PRO-**  
3 **GRAM.**

4 (a) IN GENERAL.—Section 1311(i) of the Patient  
5 Protection and Affordable Care Act (42 U.S.C. 18031(i))  
6 is amended—

7 (1) in paragraph (2), by adding at the end the  
8 following new subparagraph:

9 “(C) SELECTION OF RECIPIENTS.—In the  
10 case of an Exchange established and operated  
11 by the Secretary within a State pursuant to sec-  
12 tion 1321(c), in awarding grants under para-  
13 graph (1), the Exchange shall—

14 “(i) select entities to receive such  
15 grants based on an entity’s demonstrated  
16 capacity to carry out each of the duties  
17 specified in paragraph (3);

18 “(ii) not take into account whether or  
19 not the entity has demonstrated how the  
20 entity will provide information to individ-  
21 uals relating to group health plans offered  
22 by a group or association of employers de-  
23 scribed in section 2510.3–5(b) of title 29,  
24 Code of Federal Regulations (or any suc-  
25 cessor regulation), or short-term limited  
26 duration insurance (as defined by the Sec-

1           retary for purposes of section 2791(b)(5)  
2           of the Public Health Service Act); and

3                   “(iii) ensure that, each year, the Ex-  
4           change awards such a grant to—

5                           “(I) at least one entity described  
6                           in this paragraph that is a community  
7                           and    consumer-focused    nonprofit  
8                           group; and

9                           “(II) at least one entity described  
10                          in subparagraph (B), which may in-  
11                          clude another community and con-  
12                          sumer-focused nonprofit group in ad-  
13                          dition to any such group awarded a  
14                          grant pursuant to subclause (I).

15           In awarding such grants, an Exchange  
16           may consider an entity’s record with re-  
17           spect to waste, fraud, and abuse for pur-  
18           poses of maintaining the integrity of such  
19           Exchange.”;

20           (2) in paragraph (3)—

21                   (A) in subparagraph (C), by inserting after  
22                   “qualified health plans” the following: “ , State  
23                   medicaid plans under title XIX of the Social  
24                   Security Act, and State children’s health insur-

1           ance programs under title XXI of such Act”;

2           and

3                   (B) by adding at the end the following

4           flush left sentence:

5           “The duties specified in the preceding sentence may

6           be carried out by such a navigator at any time dur-

7           ing a year.”;

8                   (3) in paragraph (4)(A)—

9                   (A) in the matter preceding clause (i), by

10           striking “not”;

11                   (B) in clause (i)—

12                   (i) by inserting “not” before “be”;

13                   and

14                   (ii) by striking “; or” and inserting a

15           semicolon;

16                   (C) in clause (ii)—

17                   (i) by inserting “not” before “re-

18           ceive”; and

19                   (ii) by striking the period and insert-

20           ing a semicolon; and

21                   (D) by adding at the end the following new

22           clause:

23                   “(iii) maintain physical presence in

24           the State of the Exchange so as to allow

25           in-person assistance to consumers.”; and

1 (4) in paragraph (6)—

2 (A) by striking “Funding.—Grants under”

3 and inserting “FUNDING.—

4 “(A) STATE EXCHANGES.—Grants under”;

5 and

6 (B) by adding at the end the following new

7 subparagraph:

8 “(B) FEDERAL EXCHANGES.—For pur-  
9 poses of carrying out this subsection, with re-  
10 spect to an Exchange established and operated  
11 by the Secretary within a State pursuant to sec-  
12 tion 1321(c), the Secretary shall obligate  
13 \$100,000,000 out of amounts collected through  
14 the user fees on participating health insurance  
15 issuers pursuant to section 156.50 of title 45,  
16 Code of Federal Regulations (or any successor  
17 regulations) for fiscal year 2020 and each sub-  
18 sequent fiscal year. Such amount for a fiscal  
19 year shall remain available until expended.”.

20 (b) EFFECTIVE DATE.—The amendments made by  
21 subsection (a) shall apply with respect to plan years begin-  
22 ning on or after January 1, 2020.