

# H.R. 1

To provide healthcare reform by re-establishing the Public Option, reducing mandatory employment contributions, and providing support for private health insurance.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 15th, 2021

Ms. JOHNSON-KOAY of Jackson (for himself, on behalf of Ms. KYOUKO and the PLURIBUS Administration) introduced the following bill; which was subsequently referred to the Committee on Ways and Means

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## A BILL

To provide healthcare reform by re-establishing the Public Option, reducing mandatory employment contributions, and providing support for private health insurance.

1                   *Be it enacted by the Senate and House of Representatives of the*  
2                   *United States of America assembled,*

3                   **SECTION 1. SHORT TITLE.**

4                   This act may be cited as the “Amelioration of Bad Revenue Ave-  
5                   nues for Healthcare Appropriations and Management Act, 2021”, the  
6                   “ABRAHAM Act, 2021” or the “ABRAHAM Act”.

7                   **SECTION 2. REIMPLEMENTATION OF PUBLIC OPTION.**

8                   (a) IN GENERAL.—Part A of title XVIII of the Social Security  
9                   Act is amended in section 1818—

10                   (1) by striking the entirety of subparagraph (a)(1);

(2) in subparagraph (d)(1) by striking “age 65 and over” and inserting in lieu “in their respective age cohorts (as specified in paragraph 7)”;

(3) in subparagraph (d)(3) by striking “65 and over” and inserting in lieu “in their respective age cohorts (as specified in paragraph 7)”;

(4) in paragraph (d) by inserting at the end of subparagraph (6) thereof the following new subparagraph:

“(7) AGE COHORTS.—The age cohorts shall be as follows:

(A) Individuals under 18 years of age;

(B) Individuals at least 18 years of age but not more than 25 years of age;

(C) Individuals at least 26 years of age but not more than 35 years of age;

(D) Individuals at least 36 years of age but not more than 45 years of age;

(E) Individuals at least 46 years of age but not more than 55 years of age;

(F) Individuals at least 56 years of age but not more than 65 years of age; and

(G) Individuals more than 65 years of age.”

**SECTION 3. PRIVATE REBATE.**

(a) PRIVATE HEALTH INSURANCE BENEFICIARY.—Each individual insured under an eligible health insurance policy shall be considered a ‘Private Health Insurance Beneficiary’ and shall receive a ‘Private Health Insurance Rebate’ (as determined by paragraph (b)), appropriated from the General Fund of the Treasury.

(b) PRIVATE HEALTH INSURANCE REBATE.—The amount provided by the Private Health Insurance Rebate shall be equal to:

1           (1) 30% of the amount of the share of premium by the Private  
2     Health Insurance Beneficiary, of an eligible health insurance policy on  
3     which the individual covered by such policy is aged less than 65 years; or

4           (2) 40% of the amount of the share of premium by the Private  
5     Health Insurance Beneficiary, of an eligible health insurance policy on  
6     which the individual covered by such policy is aged 65 years or older.

7           (c) ELIGIBLE HEALTH INSURANCE POLICY.—For the purposes of  
8     this section, an ‘eligible health insurance policy’ is an insurance policy  
9     that covers hospital treatment in compliance with existing federal law  
10    and regulations, with benefits provided to a covered individual exclu-  
11    sively for the purposes of covering medical treatment.

12          (d) COVER.—For the purposes of this section, the term ‘cover’  
13    means to undertake liabilities for not less than 75% of fees or charges  
14    for the provision of goods or services relating to a treatment, or to pro-  
15    vide an insured individual with goods or services relating to a treatment  
16    without additional fees or charges.

17          (e) HOSPITAL TREATMENT.—For the purposes of this section,  
18    the term ‘hospital treatment’ means a treatment that is intended to  
19    manage a disease, injury, or condition, and that is provided with the di-  
20    rect involvement of a hospital.

21          (f) MEDICAL TREATMENT.—For the purposes of this section, the  
22    term ‘medical treatment’ means a treatment that is intended to manage  
23    a disease, injury, or condition, and that is provided with the direct in-  
24    volvement of a legally qualified medical practitioner.

25          (g) PREVENTION OF ABUSE.—An insurance policy shall only be  
26    considered to be an eligible health insurance policy if across any 12  
27    month period,

(1) additional co-payments or fees, charged by the insurer providing coverage for undertaking liabilities of fees or charges relating to medical treatment, exceed \$500 for any single individual covered under an insurance policy, or

(2) premiums, charged by the insurer for undertaking liabilities of fees or charges relating to medical treatment, exceed \$10,000 for any single individual covered under an insurance policy.

**SECTION 4. PUBLIC OPTION LEVY.**

(a) REPEAL.—The Healthcare Monopoly Disruption Act is repealed.

(b) REPEAL OF CAP ON TAXABLE WAGES.—Section 3121 of title 26, United States Code, is amended by striking the entirety of paragraph (a)(1).

(c) EMPLOYER CONTRIBUTION.—Section 3111 of title 26, United States Code, is amended by inserting at the end of paragraph (f) thereof the following new subparagraph:

*“(g) PUBLIC OPTION LEVY.—In addition to the tax imposed by preceding subsections, there is hereby imposed on every employer an excise tax, with respect to having individuals in their employ, equal to 4 percent of the wages (as defined in section 3121(a)) paid by the employer with respect to employment (as defined in section 3121(b)).”*

**SECTION 5. AUTHORIZATION OF APPROPRIATIONS.**

There are hereby authorized to be appropriated \$388,506,537,451.42, for the period beginning January 1, 2022, and ending February 26, 2022, to carry out the provisions of this Act: *Provided*, That appropriated amounts remaining at the end of the period shall be transferred to the General Fund of the Treasury and subsequently appropriated as payments against the public debt.

**SECTION 6. AMENDMENT BY WAYS AND MEANS COMMITTEE.**

1           No funds authorized or appropriated by this Act, nor any Federal  
2   Law, nor any of the funds in any trust fund to which funds are author-  
3   ized or appropriated by Federal law, shall be expended for any abortion:  
4   *Provided*, That, in the case where a woman suffers from a physical disor-  
5   der, physical injury, or physical illness, including a life-endangering  
6   physical condition caused by or arising from the pregnancy itself, that  
7   would, as certified by a physician, place the woman in danger of death  
8   unless an abortion is performed, or if the pregnancy is the result of an  
9   act of rape or incest, such restriction shall not apply.

10   **SECTION 7. SEVERABILITY.**

11           Should any provision of this Act be deemed invalid or unconstitu-  
12   tional for any reason in a court with relevant jurisdiction, the rest of the  
13   Act, and the application of the remaining provisions, shall not be af-  
14   fected.

15   **SECTION 8. EFFECTIVE DATE.**

16           The provisions of this Act shall come into force 14 days following  
17   passage.