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(Original Signature of Member)

113TH CONGRESS
1ST SESSION

H. R. _____

To ensure that emergency services volunteers are not counted as full-time employees under the shared responsibility requirements contained in the Patient Protection and Affordable Care Act.

IN THE HOUSE OF REPRESENTATIVES

Mr. BARLETTA introduced the following bill; which was referred to the Committee on _____

A BILL

To ensure that emergency services volunteers are not counted as full-time employees under the shared responsibility requirements contained in the Patient Protection and Affordable Care Act.

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 Volunteer
5 Firefighters and Emergency Responders Act”.

1 **SEC. 2. EMERGENCY SERVICES VOLUNTEERS.**

2 (a) IN GENERAL.—Section 4980H(c)(4) of the Inter-
3 nal Revenue Code of 1986 is amended by adding at the
4 end the following:

5 “(C) EXCEPTION.—

6 “(i) IN GENERAL.—For purposes of
7 this section, a qualified emergency services
8 volunteer shall not be counted in deter-
9 mining the number of full-time employees
10 who are employed by an employer.

11 “(ii) DEFINITION OF QUALIFIED
12 EMERGENCY SERVICES VOLUNTEER.—The
13 term ‘qualified emergency services volun-
14 teer’ means any bona fide volunteer, as de-
15 fined by paragraph (11)(B)(i) of section
16 457(e) performing fire fighting and pre-
17 vention services, emergency medical serv-
18 ices, or ambulance services for an eligible
19 employer, as defined by paragraph (1) of
20 such section.”.

21 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
22 tion, or the amendment made by this section, shall be con-
23 strued to modify the treatment of qualified emergency
24 services volunteers (as defined in subparagraph (C) of sec-
25 tion 4980H(c)(4) of the Internal Revenue Code of 1986,
26 as added by subsection (a)) in any capacity other than

1 the treatment of such volunteers under the shared respon-
2 sibility provision for employers with respect to health cov-
3 erage under the Patient Protection and Affordable Care
4 Act.