

## Union Calendar No. 323

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4716

**[Report No. 116–401]**

To amend the Internal Revenue Code of 1986 to provide a safe harbor for high deductible health plans without a deductible for certain inhalers.

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### IN THE HOUSE OF REPRESENTATIVES

OCTOBER 17, 2019

Mr. COX of California (for himself and Ms. SEWELL of Alabama) introduced the following bill; which was referred to the Committee on Ways and Means

FEBRUARY 21, 2020

Additional sponsors: Mr. FERGUSON, Mr. KELLY of Pennsylvania, and Mr. FITZPATRICK

FEBRUARY 21, 2020

Reported with an amendment; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on October 17, 2019]

# **A BILL**

To amend the Internal Revenue Code of 1986 to provide a safe harbor for high deductible health plans without a deductible for certain inhalers.

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 “Inhaler Coverage and*  
5 *Access Now Act” or as the “I CAN Act”.*

6 **SEC. 2. SAFE HARBOR FOR HIGH DEDUCTIBLE HEALTH**  
7 **PLANS WITHOUT DEDUCTIBLE FOR CERTAIN**  
8 **INHALERS.**

9 *(a) IN GENERAL.—Section 223(c)(2)(C) of the Internal*  
10 *Revenue Code of 1986 is amended—*

11 *(1) by striking “for preventive care” and insert-*  
12 *ing “for one or more of the following:*

13 *“(i) Preventive care”, and*

14 *(2) by adding at the end the following new*  
15 *clause:*

16 *“(ii) Inhalers for treatment of any*  
17 *chronic lung disease (and any medicine or*  
18 *drug which is delivered through such in-*  
19 *haler for treatment of such disease).”.*

20 *(b) CONFORMING AMENDMENT.—The heading for sec-*  
21 *tion 223(c)(2)(C) of such Code is amended by striking*  
22 *“PREVENTIVE CARE DEDUCTIBLE” and inserting “CERTAIN*  
23 *DEDUCTIBLES”.*

1           (c) *EFFECTIVE DATE.*—*The amendments made by this*  
2 *section shall apply to months beginning after the date of*  
3 *the enactment of this Act.*



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