

1 *eficiary limits on specific covered benefits that are not es-*  
2 *sential health benefits under section 1302(b) of the Patient*  
3 *Protection and Affordable Care Act, to the extent that such*  
4 *limits are otherwise permitted under Federal or State*  
5 *law.”.*

6 (b) *Section 2715(a) of the Public Health Service Act,*  
7 *as added by section 1001(5) of this Act, is amended by strik-*  
8 *ing “and providing to enrollees” and inserting “and pro-*  
9 *viding to applicants, enrollees, and policyholders or certifi-*  
10 *cate holders”.*

11 (c) *Subpart II of part A of title XXVII of the Public*  
12 *Health Service Act, as added by section 1001(5), is amend-*  
13 *ed by inserting after section 2715, the following:*

14 **“SEC. 2715A. PROVISION OF ADDITIONAL INFORMATION.**

15 “*A group health plan and a health insurance issuer*  
16 *offering group or individual health insurance coverage shall*  
17 *comply with the provisions of section 1311(e)(3) of the Pa-*  
18 *tient Protection and Affordable Care Act, except that a plan*  
19 *or coverage that is not offered through an Exchange shall*  
20 *only be required to submit the information required to the*  
21 *Secretary and the State insurance commissioner, and make*  
22 *such information available to the public.”.*

23 (d) **Section 2716** *of the Public Health Service Act, as*  
24 *added by section 1001(5) of this Act, is amended to read*  
25 *as follows:*

1 **“SEC. 2716. PROHIBITION ON DISCRIMINATION IN FAVOR**  
 2 **OF HIGHLY COMPENSATED INDIVIDUALS.**

3 “(a) *IN GENERAL.*—A group health plan (other than  
 4 a self-insured plan) shall satisfy the requirements of section  
 5 105(h)(2) of the Internal Revenue Code of 1986 (relating  
 6 to prohibition on discrimination in favor of highly com-  
 7 pensated individuals).

8 “(b) *RULES AND DEFINITIONS.*—For purposes of this  
 9 section—

10 “(1) *CERTAIN RULES TO APPLY.*—Rules similar  
 11 to the rules contained in paragraphs (3), (4), and (8)  
 12 of section 105(h) of such Code shall apply.

13 “(2) *HIGHLY COMPENSATED INDIVIDUAL.*—The  
 14 term ‘highly compensated individual’ has the mean-  
 15 ing given such term by section 105(h)(5) of such  
 16 Code.”.

17 (e) Section 2717 of the Public Health Service Act, as  
 18 added by section 1001(5) of this Act, is amended—

19 (1) by redesignating subsections (c) and (d) as  
 20 subsections (d) and (e), respectively; and

21 (2) by inserting after subsection (b), the fol-  
 22 lowing:

23 **“(c) PROTECTION OF SECOND AMENDMENT GUN**  
 24 **RIGHTS.—**

25 “(1) *WELLNESS AND PREVENTION PROGRAMS.*—  
 26 A wellness and health promotion activity imple-

1        *mented under subsection (a)(1)(D) may not require*  
2        *the disclosure or collection of any information relat-*  
3        *ing to—*

4                *“(A) the presence or storage of a lawfully-*  
5                *possessed firearm or ammunition in the resi-*  
6                *dence or on the property of an individual; or*

7                *“(B) the lawful use, possession, or storage of*  
8                *a firearm or ammunition by an individual.*

9                *“(2) LIMITATION ON DATA COLLECTION.—None*  
10              *of the authorities provided to the Secretary under the*  
11              *Patient Protection and Affordable Care Act or an*  
12              *amendment made by that Act shall be construed to*  
13              *authorize or may be used for the collection of any in-*  
14              *formation relating to—*

15                *“(A) the lawful ownership or possession of*  
16                *a firearm or ammunition;*

17                *“(B) the lawful use of a firearm or ammu-*  
18                *nition; or*

19                *“(C) the lawful storage of a firearm or am-*  
20                *munition.*

21                *“(3) LIMITATION ON DATABASES OR DATA*  
22                *BANKS.—None of the authorities provided to the Sec-*  
23                *retary under the Patient Protection and Affordable*  
24                *Care Act or an amendment made by that Act shall*  
25                *be construed to authorize or may be used to maintain*

1 *records of individual ownership or possession of a*  
2 *firearm or ammunition.*

3 “(4) *LIMITATION ON DETERMINATION OF PRE-*  
4 *MIUM RATES OR ELIGIBILITY FOR HEALTH INSUR-*  
5 *ANCE.—A premium rate may not be increased, health*  
6 *insurance coverage may not be denied, and a dis-*  
7 *count, rebate, or reward offered for participation in*  
8 *a wellness program may not be reduced or withheld*  
9 *under any health benefit plan issued pursuant to or*  
10 *in accordance with the Patient Protection and Afford-*  
11 *able Care Act or an amendment made by that Act on*  
12 *the basis of, or on reliance upon—*

13 “(A) *the lawful ownership or possession of*  
14 *a firearm or ammunition; or*

15 “(B) *the lawful use or storage of a firearm*  
16 *or ammunition.*

17 “(5) *LIMITATION ON DATA COLLECTION RE-*  
18 *QUIREMENTS FOR INDIVIDUALS.—No individual shall*  
19 *be required to disclose any information under any*  
20 *data collection activity authorized under the Patient*  
21 *Protection and Affordable Care Act or an amendment*  
22 *made by that Act relating to—*

23 “(A) *the lawful ownership or possession of*  
24 *a firearm or ammunition; or*