

113TH CONGRESS
1ST SESSION

S. _____

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 SENATE OF THE UNITED STATES

_____ introduced the following bill; which was read twice
and 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 “Protect Emergency
5 Services Volunteers 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 per-
15 forming fire fighting and prevention serv-
16 ices, emergency medical services, or ambu-
17 lance services, as defined by paragraph
18 (11)(B)(i) of section 457(e), for an eligible
19 employer, as defined by paragraphs (1) of
20 such section.”.

21 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
22 tion, or the amendments made by this section, shall be
23 construed to modify the treatment of qualified emergency
24 services volunteers in any other capacity other than their
25 treatment under the shared responsibility provision for

1 employers with respect to health coverage under the Pa-
2 tient Protection and Affordable Care Act.