

1.1 moves to amend H.F. No. 5, the third engrossment, as follows:

1.2 Page 3, after line 25, insert:

1.3 "Subd. 3. **Continued operation of a private marketplace.** (a) Nothing in this
1.4 chapter shall be construed to prohibit: (1) a health carrier from offering outside of
1.5 the Minnesota Insurance Marketplace a health benefit plan to a qualified individual
1.6 or qualified employer; and (2) a qualified individual from enrolling in, or a qualified
1.7 employer from selecting for its employees, a health benefit plan offered outside of the
1.8 Minnesota Insurance Marketplace

1.9 (b) Nothing in this chapter shall be construed to terminate, abridge, or limit the
1.10 operation of any requirement under state law with respect to any health benefit plan
1.11 offered outside of the Minnesota Insurance Marketplace.

1.12 (c) Nothing in this chapter shall be construed to restrict the choice of a qualified
1.13 individual to enroll or not enroll in a qualified health plan or to participate in the Minnesota
1.14 Insurance Marketplace. Nothing in this chapter shall be construed to compel an individual
1.15 to enroll in a qualified health plan or to participate in the Minnesota Insurance Marketplace.

1.16 (d) For purposes of this subdivision, "qualified individual" and "qualified employer"
1.17 have the meanings given in section 1312 of the Affordable Care Act. (Public Law 111-148),
1.18 and further defined through amendments to the act and regulations issued under the act."