



Federal Legislation Related to Account-Based Benefit Plans

Bill Number	Date of Introduction	Title/Summary	Sponsor(s)	Cosponsors (as of 11/09/11)	Latest Action (as of 11/09/11)
H.R. 103	1/5/2011	Health Care Choices for Seniors Act – Directs Secretary to establish the Medicare Alternative Voucher (MAV) Program, under which a voucher may be used as a contribution into a health savings account and for the payment of enrollment premiums under a high deductible health plan. Amends the IRC to increase the amount of the itemized deduction for HSAs by the amount of the MAV that is contributed to an individual's health savings account.	Marsha Blackburn (R-TN-7)	<ul style="list-style-type: none"> • John Fleming (R-LA-4) • Virginia Foxx (R-NC-5) • Doug Lamborn (R-CO-5) • Ron Paul (R-TX-14) • Mike Pence (R-IN-6) • Phil Roe (R-TN-1) • Dana Rohrabacher (R-CA-46) • Pete Sessions (R-TX-32) 	Referred to W & M Health Subcommittee
H.R. 37	1/5/2011	401Kids Family Savings Act of 2011 – Amends the Economic Growth and Tax Relief Reconciliation Act of 2001 to extend through 2015 provisions allowing increased annual contributions to Coverdell education savings accounts. Amends the Internal Revenue Code (IRC) to: (1) allow tax-free distributions from a Coverdell education savings account for first-time homebuyer expenses; (2) permit rollovers from Coverdell education savings accounts to Roth individual retirement accounts (Roth IRAs); and (3) rename Coverdell education savings accounts as 401Kids Savings Accounts.	Judy Biggert (R-IL-13)	None	Referred to W & M Committee
H.R. 369	1/20/2011	Health Savings and Affordability Act of 2011 – Amends the IRC to: (1) allow a tax deduction from gross income for the cost of health insurance coverage for individual taxpayers, their spouses, and dependents; (2) permit holders of health savings accounts (HSAs) and their spouses who are age 55 or older to make additional (catch-up) contributions to a joint HSA; (3) increase the allowable amount of the tax deduction for contributions to HSAs; (4) combine individual and family deductibles under high deductible health insurance plans; (5) allow for increased rollovers from FSAs or HRAs into HSAs; (6) allow the payment of premiums from HSAs for high deductible health plans; and (7) treat as medical care for purposes of the tax deduction for medical expenses certain exercise equipment and fees for physical fitness programs.	Steve Austria (R-OH-7)	<ul style="list-style-type: none"> • Todd Akin (R-MO-2) • Michelle Bachmann (R-MN-6) • Dan Burton (R-IN-5) • Bill Cassidy (R-LA-6) • Mike Coffman (R-CO-6) • Billy Long (R-MO-7) • Ron Paul (R-TX-14) • Mike Pence (R-IN-6) • Dennis Ross (R-FL-12) • Pete Sessions (R-TX-32) • Glenn Thompson (R-PA-5) • Patrick Tiberi (R-OH-12) • Lynn Westmoreland (R-GA-3) • Renee Ellmers (R-NC-2) • Bob Goodlatte (R-VA-6) • Donald Manzullo (R-IL-16) 	Referred to W & M Committee



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H.R. 369 (cont'd.)	1/20/2011			<ul style="list-style-type: none"> • Randy Neugebauer (R-TX-19) • Stevan Pearce (R-NM-2) • Bill Posey (R-FL-15) • Jack Kingston (R-GA-1) 	
S. 141	1/25/2011	(No short title) – Amends the IRC to allow: (1) payment of home school expenses from Coverdell education savings accounts; and (2) an annual inflation adjustment after 2010 to the contribution limit amount for such accounts. Makes permanent provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001 relating to Coverdell education savings accounts, including an increase in the contribution limit amount for such accounts.	David Vitter (R-LA)	None	Referred to Finance Committee
H.R. 450	1/26/2011	Restoring Assistance for Families' and Seniors' Health Expenses Act of 2011 – Repeals provisions of the Patient Protection and Affordable Care Act (PPACA) that: (1) increase from 7.5% to 10% the adjusted gross income threshold for claiming the tax deduction for medical expenses; (2) restrict payments from health savings accounts, medical savings accounts, and health flexible spending arrangements for medications solely to prescription drugs or insulin; (3) increase to 20% the penalty for distributions from a health savings or Archer medical savings account not used for qualified medical expenses; and (4) limit to \$2,500 the annual salary reduction contribution to a health flexible spending arrangement under a cafeteria plan.	David Reichert (R-WA-8)	<ul style="list-style-type: none"> • Jim Gerlach (R-PA-6) • Sue Myrick (R-NC-9) • Patrick Tiberi (R-OH-12) • Tim Johnson (R-IL-15) • Sam Johnson (R-TX-3) • Mike Rogers (R-MI-08) 	Referred to W & M Health Subcommittee
H.R. 524	2/8/2011	Restoring Consumer-Driven Health Care Act of 2011 – Amends the IRC of 1986 to repeal the provisions of the PPACA that limit distributions from medical-related tax-preferred accounts for medicines only if the medicines are prescribed drugs or insulin and to repeal the increase in additional tax on distributions from health savings accounts and Archer MSAs not used for qualified medical expenses.	Ben Quayle (R-AZ-3)	None	Referred to W & M Health Subcommittee
H.R. 605	2/10/2011	Patients' Freedom to Choose Act – Repeals PPACA provisions that: (1) prohibit use of FSAs, HRAs and HSAs to purchase OTC medicines without a prescription; and (2) cap FSA contributions	Erik Paulsen (R-MN-3)	<ul style="list-style-type: none"> • Michele Bachmann (R-MN-6) • Roscoe G. Barlett (R-MD-6) • Gus M. Bilirakis (R-FL-9) 	Referred to W & M Health Subcommittee



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H.R. 605 (cont'd.)	2/10/2011	at \$2,500 beginning 1/1/13.		<ul style="list-style-type: none"> • Marsha Blackburn (R-TN-7) • Paul C. Broun (R-GA-10) • Dan Burton (R-IN-5) • John Campbell (R-CA-48) • Bill Cassidy (R-LA-6) • Tom Cole (R-OK-4) • Chip Cravaack (R-MN-8) • Charles W. Dent (R-PA-15) • John J. Duncan Jr. (R-TN-2) • Renee L. Ellmers (R-NC-2) • Trent Franks (R-AZ-2) • Cory Gardner (R-CO-4) • Jim Gerlach (R-PA-6) • Bob Gibbs (R-OH-18) • Bob Goodlatte (R-VA-6) • Kay Granger (R-TX-12) • Tim Griffin (R-AR-2) • Andy Harris (R-MD-1) • Duncan D. Hunter (R-CA-52) • Walter B. Jones Jr. (R-NC-3) • John Kline (R-MN-2) • Doug Lamborn (R-CO-5) • Cynthia M. Lummis (R-WY-AL) • David B. McKinley (R-WV-1) • Cathy McMorris Rodgers (R-WA-5) • Randy Neugebauer (R-TX-19) • Richard Nugent (R-FL-5) • Ron Paul (R-TX-14) • Tom Price (R-GA-6) • David P. Roe (R-TN-1) • Peter J. Roskam (R-IL-6) • Pete Sessions (R-TX-32) • Patrick J. Tiberi (R-OH-12) • Tim Walberg (R-MI-7) • Joe Walsh (R-IL-8) 	



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H.R. 605 (cont'd.)	2/10/2011			<ul style="list-style-type: none"> • Morgan Griffith (R-VA-9) • Candice Miller (R-MI-10) • Thomas Petri (R-WI-6) • Rodney Alexander (R-LA-5) • Spencer Bachus (R-AL-6) • JoAnn Emerson (R-MO-8) • Thaddeus McCotter (R-MI-11) • Denny Rehberg (R-MT) • Judy Biggert (R-IL-13) • Charles Boustany (R-LA-7) • Kevin Brady (R-TX-8) • Ken Calvert (R-CA-44) • Michael Conway (R-TX-11) • Robert Dold (R-IL-10) • Leonard Lance (R-NJ-7) • Kenny Marchant (R-TX-24) • Steve Scalise (R-LA-1) • Mike Coffman (R-CO-6) • Gregg Harper (R-MS-3) • Jean Schmidt (R-OH-2) • Bill Huizenga (R-MI-2) • Jeff Miller (R-FL-1) • Rob Bishop (R-UT-1) • Steve Chabot (R-OH-1) • Louie Gohmert (R-TX-1) • Donald Manzullo (R-IL-16) • Joseph Pitts (R-PA-16) • Frank Guinta (R-NH-1) • Todd Rokita (R-IN-4) • Mike Rogers (R-AL-3) • Dan Benishek (R-MI-1) • Randy Hultgren (R-IL-14) • Steve Stivers (R-OH-15) • Michael Simpson (R-ID-2) • Kristi Noem (R-SD) 	



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H.R. 605 (cont'd.)	2/10/2011			<ul style="list-style-type: none"> • Brian Bilbray (R-CA-50) • John Sullivan (R-OK-1) • Bill Johnson (R-OH-6) • Ben Quayle (R-AZ-3) • Allen West (R-FL-22) • John Fleming (R-LA-4) • Nan Hayworth (R-NY-19) • Austin Scott (R-GA-8) • C.W. Bill Young (R-FL-10) • Chris Smith (R-NJ-4) • Robert Hurt (R-VA-5) • Scott Tipton (R-CO-3) • Paul Gosar (R-AZ-1) • Marlin Stutzman (R-IN-3) • Tom Latham (R-IA-4) • Corrine Brown (D-FL-3) • Geoff Davis (R-KY-4) • Steve Womack (R-AR-3) • Jon Runyan (R-NJ-3) • Stephen Fincher (R-TN-8) • Rick Crawford (R-AR-1) • Kevin Yoder (R-KS-3) • Jason Chaffetz (R-UT-3) • Doc Hastings (R-WA-4) • Tim Murphy (R-PA-18) • Dennis Ross (R-FL-12) • James Renacci (R-OH-16) • Lynn Jenkins (R-KS-2) • Rodney Frelinghuysen (R-NJ-11) • Christopher Gibson (R-NY-20) 	
S. 312	2/10/2011	Patients' Freedom to Choose Act – Repeals PPACA provisions that: (1) prohibit use of FSAs, HRAs and HSAs to purchase OTC medicines without a prescription; and (2) cap FSA contributions at \$2 500 beginning 1/1/13.	Kay Bailey Hutchison (R-TX)	<ul style="list-style-type: none"> • Roy Blunt (R-MO) • Richard Burr (R-NC) • Tom Coburn (R-OK) • Thad Cochran (R-MS) • Susan Collins (R-ME) 	Referred to Finance Committee



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S. 312 (cont'd)	2/10/2011			<ul style="list-style-type: none"> • James Inhofe (R-OK) • Jerry Moran (R-KS) • James Risch (R-ID) • Roger Wicker (R-MS) • Johnny Isakson (R, GA) • John Boozman (R-AR) • Rob Portman (R-OH) • Saxby Chambliss (R-GA) • Mike Johanns (R-NE) 	
H.R. 682	2/11/2011	(No short title) – Amends the IRC of 1986 to increase the contribution limits to dependent care flexible spending accounts to \$3,750 for an individual and \$7,500 for joint tax filers and to provide for a carryover of unused dependent care benefits.	James Sensenbrenner (R-WI-5)	<ul style="list-style-type: none"> • Shelley Capito (R-WV-2) • Kevin Yoder (R-KS-3) 	Referred to W & M Committee
H.R. 791	2/17/2011	(No short title) – Amends title 37, United States Code, to provide flexible spending arrangements for members of the uniformed services, and for other purposes.	Loretta Sanchez (D-CA-47)	<ul style="list-style-type: none"> • Virginia Foxx (R-NC-5) • Cathy McMorris Rodgers (R-WA-5) • Dan Burton (R-IN-5) • Andy Harris (R-MD-1) • Madeleine Bordallo (D-GU) • Alcee Hastings (D-FL-23) • James McGovern (D- MA-3) • James Moran (D-VA-8) • Gregorio Sablan (D-MP) • Linda Sanchez (D-CA-39) • Gerry Connolly (D-VA-11) • Tim Ryan (D-OH-17) • Bob Filner (D-CA-51) • Bruce Braley (D-IA-1) • Michael Honda (D-CA-15) • Silvestre Reyes (D-TX-16) • William Owens (D-NY-23) • Joe Courtney (D-CT-2) • Ben Chandler (D-KY-6) • Andre Carson (D-IN-7) • David Loebsack (D-IA-2) 	Referred to Armed Services Committee



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H.R. 791 (cont'd.)	2/17/2011			<ul style="list-style-type: none"> • Walter Jones (R-NC-3) • Bobby Scott (D-VA-3) • Timothy Bishop (D-NY-1) • Dutch Ruppersberger (D-MD-2) • Jon Runyan (R-NJ-3) • Tom Marino (R-PA-10) • Paul Gosar (R-AZ-1) • Steve Chabot (R-OH-1) • Dan Boren (D-OK-2) • Michael Conaway (R-TX-11) • Tim Walz (D-MN-1) • Daniel Lipinski (D-IL-3) • John Sarbanes (D-MD-3) 	
S. 387	2/17/11	(No short title) – Amends title 37, United States Code, to provide flexible spending arrangements for members of the uniformed services, and for other purposes.	Barbara Boxer (D-CA)	<ul style="list-style-type: none"> • Richard Burr (R-NC) • Kirsten Gillibrand (D-NY) • Mark Begich (D-AK) • Sherrod Brown (D-OH) • Lisa Murkowski (R-AK) • Ben Cardin (D-MD) • Frank Lautenberg (D-NJ) • Roy Blunt (R-MO) • Jeff Bingaman (D-NM) • Richard Blumenthal (D-CT) • Jerry Moran (R-KS) • Olympia Snowe (R-ME) • Christopher Coons (D-DE) • Jeanne Shaheen (D-NH) • Bob Casey (D-PA) • Mark Warner (D-VA) 	Referred to Armed Services Committee
H.R. 1004	3/10/2011	Medical FSA Improvement Act of 2011 – To amend the Internal Revenue Code of 1986 to increase participation in medical flexible spending arrangements.	Charles Boustany, Jr. (R-LA-7)	<ul style="list-style-type: none"> • Sanford Bishop (D-GA-2) • Dan Burton (R-IN-5) • Tim Johnson (R-IL-15) • John Larson (D-CT-1) • Ron Paul (R-TX-14) • Erik Paulsen (R-MN-3) 	Referred to W & M Health Subcommittee



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H.R. 1004 (cont'd.)	3/10/2011			<ul style="list-style-type: none"> • Aaron Schock (R-IL-18) • Jackie Speier (D-CA-12) • James Himes (D-CT-4) • Dave Reichert (R-WA-8) • Patrick Tiberi (R-OH-12) • Chris Murphy (D-CT-5) • Jim Gerlach (R-PA-6) • Geoff Davis (R-KY-4) • Peter Roskam (R-IL-6) • Steve Austria (R-OH-7) • Tim Griffin (R-AR-2) • David Cicilline (D-RI-1) • Andy Harris (R-MD-1) • Jaime Beutler Herrera (R-WA-3) • Joe Courtney (D-CT-2) • Randy Hultgren (R-IL-14) 	
S. 435	3/2/2011	Child and Dependent Care FSA Enhancement Act - Amends the Internal Revenue Code to increase to \$7,500 the amount of employer-provided dependent care assistance that an employee may exclude from gross income. Allows an annual inflation adjustment to such increased amount after 2011.	Richard Burr (R-NC)	<ul style="list-style-type: none"> • Kirsten Gillibrand (D-NY) • Mike Johanns (R-NE) • Johnny Isakson (R-GA) 	Referred to Finance Committee
H.R. 1788	5/5/2011	Dental Health Promotion Act of 2011 - To amend the Internal Revenue Code of 1986 to allow reimbursement from flexible spending accounts for certain dental products.	Bill Pascrell (D-NJ-8)	<ul style="list-style-type: none"> • Marsha Blackburn (R-TN-7) • Geoff Davis (R-KY-4) • Ron Paul (R-TX-14) • Michael Simpson (R-ID-2) 	Referred to W & M Committee



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H.R. 1825	5/11/2011	Commuter Relief Act - To amend the Internal Revenue Code of 1986 to improve commuting and transportation options.	Earl Blumenauer (D-OR-3)	<ul style="list-style-type: none"> Lois Capps (D-CA-23) Gerry Connolly (D-VA-11) Bob Filner (D-CA-51) Mazie Hirono (D-HI-2) Dennis Kucinich (D-OH-10) James McGovern (D-MA-3) George Miller (D-CA-7) James Moran (D-VA-8) Jared Polis (D-CO-2) Charles Rangel (D-NY-15) Albio Sires (D-NJ-13) 	Referred to W & M Committee
S.1034	5/19/2011	Commuter Benefits Equity Act of 2011 - To amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes.	Charles Schumer (D-NY)	<ul style="list-style-type: none"> Richard Blumenthal (D-CT) Ben Cardin (D-MD) Thomas Carper (D-DE) Kristen Gillibrand (D-NY) Joe Lieberman (I-CT) Robert Menendez (D-NJ) Barbara Mikulski (D-MD) Frank Lautenberg (D-NJ) Barbara Boxer (D-CA) 	Referred to Finance Committee
S. 1098	5/26/2011	Family and Retirement Health Investment Act of 2011 - A bill to amend the Internal Revenue Code of 1986 to improve access to health care through expanded health savings accounts, and for other purposes.	Orrin Hatch (R-UT)	<ul style="list-style-type: none"> Marco Rubio (R-FL) James Inhofe (R-OK) Jon Kyl (R-AZ) 	Referred to Finance Committee
H.R. 2010	5/26/2011	Family and Retirement Health Investment Act of 2011 - To amend the Internal Revenue Code of 1986 to improve access to health care through expanded health savings accounts, and for other purposes.	Erik Paulsen (R-MN-3)	<ul style="list-style-type: none"> Judy Biggert (R-IL-13) Kevin Brady (R-TX-8) Dan Burton (R-IN-5) Jason Chaffetz (R-UT-3) John Abney Culberson (R-TX-7) Charles Dent (R-PA-15) John Fleming (R-LA-4) Trent Franks (R-AZ-2) 	Referred to W&M Committee, and in addition the Committees on the Judiciary, and Energy and Commerce



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H.R. 2010 (cont'd.)	5/26/2011			<ul style="list-style-type: none"> • Scott Garrett (R-NJ-5) • Louie Gohmert (R-TX-1) • Kay Granger (R-TX-12) • Jaime Herrera Beutler (R-WA-3) • Leonard Lance (R-NJ-7) • Blaine Luetkemeyer (R-MO-9) • Cynthia Lummis (R-WY) • Daniel Lungren (R-CA-3) • Donald Manzullo (R-IL-16) • Patrick McHenry (R-NC-10) • Cathy McMorris Rodgers (R-WA-5) • Ron Paul (R-TX-14) • Stevan Pearce (R-NM-2) • Thomas Rooney (R-FL-16) • Pete Roskam (R-IL-16) • Patrick Tiberi (R-OH-12) • Lynn Westmoreland (R-GA-3) • Kenny Marchant (R-TX-24) • Robert Latta (R-OH-5) • Diane Black (R-TN-6) • Thomas Petri (R-WI-6) • John Kline (R-MN-2) • Paul Gosar (R-AZ-1) • Pete Sessions (R-TX-32) • Buck McKeon (R-CA-25) • Charles Boustany (R-LA-7) • Marsha Blackburn (R-TN-7) • Bob Goodlatte (R-VA-6) • Todd Platts (R-PA-19) • Alan Nunnelee (R-MS-1) • Bill Huizenga (R-MI-2) • Tim Griffin (R-AR-2) • Joe Walsh (R-IL-08) 	



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H.R. 2412	7/6/2011	Commuter Benefits Equity Act of 2011 - To amend the Internal Revenue Code of 1986 to equalize the exclusion from gross income of parking and transportation fringe benefits and to provide for a common cost-of-living adjustment.	James McGovern (D-MA-3)	<ul style="list-style-type: none"> • Earl Blumenauer (D-OR-3) • Lois Capps (D-CA-23) • Michael Capuano (D-MA-8) • Gerry Connolly (D-VA-11) • Joseph Crowley (D-NY-7) • Danny Davis (D-IL-7) • Sam Farr (D-CA-17) • Raul Grijalva (D-AZ-7) • James Himes (D-CT-4) • Maurice Hinchey (D-NY-22) • Mazie Hirono (D-HI-2) • Dennis Kucinich (D-OH-10) • James Moran (D-VA-8) • Jerrold Nadler (D-NY-8) • John Olver (D-MA-1) • Mike Quigley (D-IL-5) • Laura Richardson (D-CA-37) • Steven Rothman (D-NJ-9) • Dutch Ruppersberger (D-MD-2) • John Sarbanes (D-MD-3) • Adam Schiff (D-CA-29) • Allyson Schwartz (D-PA-13) • Jose Serrano (D-NY-16) • Albio Sires (D-NJ-13) • Niki Tsongas (D-MA-5) • George Miller (D-CA-7) • Russ Carnahan (D-MO-3) • Steve Israel (D-NY-2) • Jay Inslee (D-WA-1) • Timothy Bishop (D-NY-1) • John Lewis (D-GA-5) • Pete Stark Fortney (D-CA-13) • Bob Filner (D-CA-51) • Jackie Speier (D-CA-12) • Zoe Lofgren (D-CA-16) 	Referred to W & M Committee



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H.R. 2412 (cont'd.)	7/6/2011			<ul style="list-style-type: none"> • Barbara Lee (D-CA-09) • Eleanor Holmes Norton (D-DC) • Anna Eshoo (D-CA-14) 	
H.R. 2529	7/14/2011	Restoring Access to Medication Act - To amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.	Lynn Jenkins (R-KS-2) Shelley Berkley (D-NV-1)	<ul style="list-style-type: none"> • Steve Austria (R-OR-7) • Brian Bilbray (R-CA-50) • Marsha Blackburn (R-TN-7) • Bruce Braley (D-IA-1) • Dan Burton (R-IN-5) • Shelley Moore Capito (R-WV-2) • Howard Coble (R-NC-6) • Renee Ellmers (R-NC-2) • Barney Frank (D-MA-4) • Randy Hultgren (R-IL-14) • Walter Jones (R-NC-3) • Robert Latta (R-OH-5) • David McKinley (R-WV-1) • Ron Paul (R-TX-14) • Bill Posey (R-FL-15) • John Sullivan (R-OK-1) • Patrick Tiberi (R-OH-12) • Shelley Berkley (D-NV-1) • Michael Burgess (R-TX-26) • Bill Cassidy (R-LA-6) • Bob Goodlatte (R-VA-6) • Joe Heck (R-NV-3) • Jeff Miller (R-FL-1) • Thomas Petri (R-WI-6) • Mike Rogers (R-MI-8) • Steve Stivers (R-OH-15) • Steve Chabot (R-OH-1) • John Duncan (R-TN-2) • Brett Guthrie (R-KY-2) • Bill Johnson (R-OH-6) • Dennis Ross (R-FL-12) 	Referred to W & M Committee and Appropriations Committee



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S. 1368	7/14/2011	Restoring Access to Medication Act - To amend the Patient Protection and Affordable Care Act to repeal distributions for medicine qualified only if for prescribed drug or insulin.	Ben Nelson (D-NE) Pat Roberts (R-KS)	<ul style="list-style-type: none">• Daniel Inouye (D-HI)• Scott Brown (R-MA)• Claire McCaskill (D-MO)• Jim Webb (D-VA)	Referred to Finance Committee
S. 1404	7/21/2011	Medical FSA Improvement Act of 2011 - A bill to amend the Internal Revenue Code of 1986 to increase participation in medical flexible spending arrangements.	Ben Cardin (D-MD) Mike Enzi (R-WY)	None	Referred to Finance Committee