
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE RESOLUTION

No. 21 Session of
2021

INTRODUCED BY WARREN, SANCHEZ, HILL-EVANS, LONGIETTI AND CIRESI,
JANUARY 25, 2021

REFERRED TO COMMITTEE ON FINANCE, JANUARY 25, 2021

A RESOLUTION

1 Urging the Congress of the United States to pass legislation to
2 amend the Internal Revenue Code of 1986 (Public Law 99-514,
3 26 U.S.C. § 1 et seq.) to permit each individual with a
4 flexible spending account to carryover the entirety of any
5 remaining balance in the flexible spending account at the end
6 of one year to the next year for the duration of the COVID-19
7 pandemic.

8 WHEREAS, Flexible spending accounts (FSAs) provide
9 individuals with the opportunity to plan ahead for certain
10 expenses while decreasing their taxable income by having a set
11 amount of money from every paycheck withheld and placed into the
12 FSAs; and

13 WHEREAS, Many individuals rely on FSAs to help pay for health
14 care, dependent care, medical premiums and adoption expenses;
15 and

16 WHEREAS, The COVID-19 pandemic has required stay-at-home
17 orders, remote learning for students, teleworking policies,
18 closure of child care centers and summer camps and other changes
19 to our day-to-day lives; and

20 WHEREAS, The unanticipated impact of the COVID-19 pandemic

1 will cause some individuals to have additional funds in FSAs by
2 the end of the year that they will be unable to carryover into
3 the next year; and

4 WHEREAS, Families across this country and throughout this
5 Commonwealth are experiencing varying degrees of financial
6 insecurity as a result of the COVID-19 pandemic; and

7 WHEREAS, Consequently, the United States Internal Revenue
8 Service (IRS) has increased the carryover limit for health FSAs
9 to \$550 and authorized mid-year changes to contribution amounts
10 for health FSAs; and

11 WHEREAS, While the IRS changes are a step in the right
12 direction, removing the cap on the amount of funds in FSAs that
13 can be carried over from year-to-year would provide families
14 with more financial flexibility and the peace of mind they need
15 in these uncertain times; therefore be it

16 RESOLVED, That the House of Representatives of the
17 Commonwealth of Pennsylvania urge the Congress of the United
18 States to pass legislation to amend the Internal Revenue Code of
19 1986 (Public Law 99-514, 26 U.S.C. § 1 et seq.) to permit each
20 individual with a flexible spending account to carryover the
21 entirety of any remaining balance in the flexible spending
22 account at the end of one year to the next year for the duration
23 of the COVID-19 pandemic; and be it further

24 RESOLVED, That a copy of this resolution be transmitted to
25 the presiding officers of each house of Congress and to each
26 member of Congress from Pennsylvania.