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Election 2014: The Midterm Results, the ACA and You

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The Midterm Results

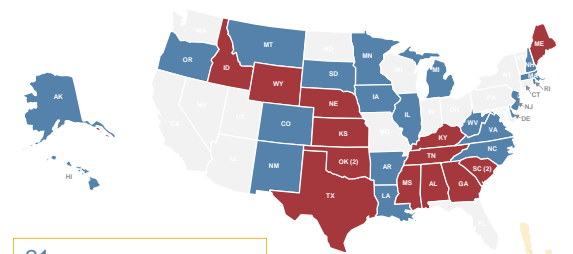
The Outlook for 2016

The Future of the ACA



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On November 4th, 36 Senate seats were up for grabs



21 Democratic Seats, 12 "at-risk"
15 Republican Seats, 3 "at-risk"
(6 seats needed for majority)

Legend:
■ Democrat
■ Republican

Source: U.S. Senate, Cook Political Reporter, Washington Post, New York Times

Today, here's what we know...

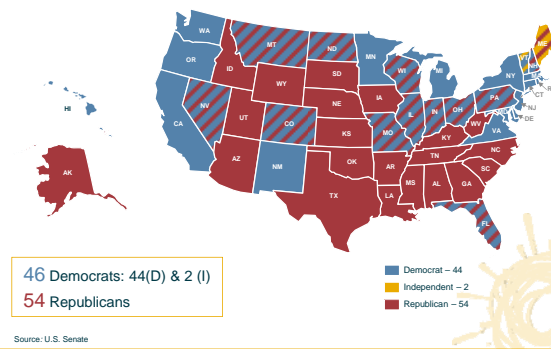
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Seats that flipped

To Democrats	To Republicans
No States	<ul style="list-style-type: none"> Alaska Arkansas Louisiana Montana North Carolina South Dakota West Virginia <ul style="list-style-type: none"> Colorado Iowa

Post-election 2014

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Source: U.S. Senate

The six-year itch?

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Change in congressional party makeup after mid-term elections during President's second term


Year	President	Party	Senate Seat Changes
1958	Eisenhower	Republican	-12
1966	Kennedy/Johnson	Democrat	-4
1974	Nixon/Ford	Republican	-4
1986	Reagan	Republican	-8
1998	Clinton	Democrat	0
2006	G.W. Bush	Republican	-6
2014	Obama	Democrat	-9
Average			-6

Source: 2008 Vital Statistics on Congress.

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Since WWII, President's party has lost five of six attempts for third term SUN LIFE INSTITUTE®

President's party election results after two-term presidency

Year	President	Party	President's Party Election Result
1960	Eisenhower	Republican	Lost White House
1968	Kennedy/Johnson	Democrat	Lost White House
1976	Nixon/Ford	Republican	Lost White House
1988	Reagan	Republican	Won White House
2000	Clinton	Democrat	Lost White House
2008	G.W. Bush	Republican	Lost White House



Source: 2008 Vital Statistics on Congress.

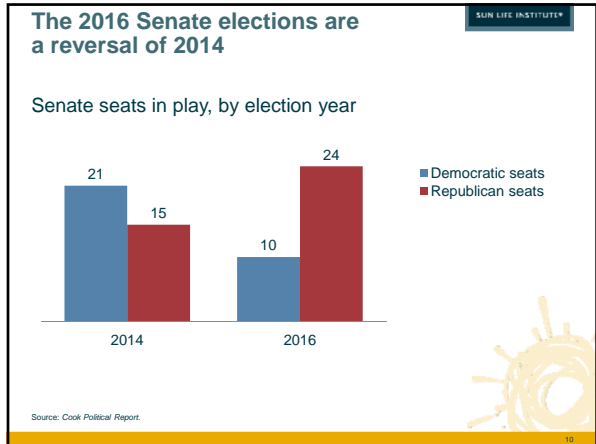


The Clinton Factor? SUN LIFE INSTITUTE®

States that have not voted for a Democratic Presidential nominee since President Clinton in 1996

- Kentucky (8)
- Louisiana (8)
- Missouri (10)
- Arkansas (6)
- Tennessee (11)
- West Virginia (5)
- Arizona (11)



The 2016 Senate races by 2012 presidential performance

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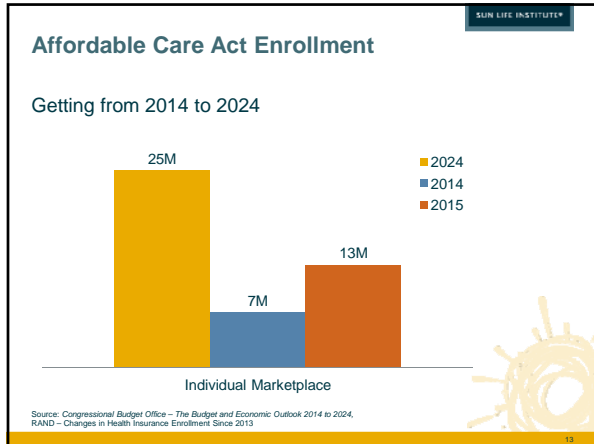
Obama ≥ 15%	Obama ≥ 5%	Obama < 5%	Romney
Boxer (CA) +23 Blumenthal (CT) +17 Schatz (HI), +43 Mikulski (MD) +26 Schumer (NY) +28 Leahy (VT) +36 Murray (WA) +15 Kirk (IL) +17	Wyden (OR) +5 Bennet (CO) + 5 Reid (NV) +7 Grassley (IA) +6 Ayotte (NH) +6 Toomey (PA) +5 Johnson (WI) +7	Portman (OH) +3 Rubio (FL) +1	Isakson (GA) +8 Murkowski (AK) +9 McCain (AZ) +9 Blunt (MO) +9 Coats (IN) +10 Scott (SC) +10 Shelby (AL) +22 Boozman (AR) +24 Crapo (ID) +32 Moran (KS) +22 Paul (KY) +23 Vitter (LA) +17 Hoeven (ND) +20 Coburn (OK) +34 Thune (SD) +18 Lee (UT) +48

Source: The Cook Political Report, The National Journal.

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The Legislative Outlook

Republicans have a majority in both the House and Senate

- Senate majority provides them with control, but will need to compromise with Democrats to pass legislation
- Will need to work within the legislative process to make changes to current laws
- Are smaller changes more likely than a major ACA reform?

Source: PPACA

Will the court cases ever end?

“.....through an Exchange established by the State under section 1311...”

King vs. Burwell

4th Circuit Court Of Appeals

- 3-0 Decision
- Appealed to Supreme Court
- Arguments in March, Decision in June

How would the employer mandate be affected by these cases?

Source: PPACA

Summary

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- Changes in the Senate
- 2016 will be challenging for Democrats and Republicans
- Could the Judiciary have the biggest impact on the ACA?



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Thank you

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