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LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required To Complete This Page

1. Registrant Name American Benefits Council (formerly the Association of Private Pension & Welfare)			
2. Address <input type="checkbox"/> Check if different than previously reported 1212 New York Avenue, N.W. Suite 1250			
3. Principal Place of Business (if different from line 2) City: Washington State/Zip (or Country) DC 20005-3987			
4. Contact Name James A. Klein	Telephone 202-289-6700	E-mail (optional) jklein@abcstaff.org	5. Senate ID # 4675
7. Client Name <input type="checkbox"/> Self			6. House ID #

TYPE OF REPORT 8. Year 2004 Midyear (January 1-June 30) ☐ OR Year End (July 1-Dec

9. Check if this filing amends a previously filed version of this report ☐

10. Check if this is a Termination Report ☐ ⇨ Termination Date _____

11. No Lobbying

INCOME OR EXPENSES - Complete Either Line 12 OR Line 13

<p>12. Lobbying Firms</p> <p>INCOME relating to lobbying activities for this reporting period was:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input type="checkbox"/> ⇨ \$ _____ Income (nearest \$20,000)</p> <p>Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).</p>	<p>13. Organizations</p> <p>EXPENSES relating to lobbying activities for this reporting period were:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input checked="" type="checkbox"/> ⇨ \$ <u>160,000</u> Expenses (nearest \$20,000)</p> <p>14. REPORTING METHOD. Check box to indicate accounting method. See instructions for description of methods.</p> <p><input type="checkbox"/> Method A. Reporting amounts using LDA definition</p> <p><input checked="" type="checkbox"/> Method B. Reporting amounts under section 60 Internal Revenue Code</p> <p><input type="checkbox"/> Method C. Reporting amounts under section 16 Internal Revenue Code</p>
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Signature James A. Klein

Printed Name and Title James A. Klein, President

Registrant Name American Benefits Council Client Name _____

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the registrant was engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code and attach additional information as requested. Attach additional page(s) as needed.

15. General issue area code HCR (one per page)

16. Specific lobbying issues

See attached

17. House(s) of Congress and Federal agencies contacted

☐ Check if None

United States Senate United States House of Representatives
 United States Department of Labor Employee Benefits Security Administration
 The White House Health Care Financing Administration

Center for Medicare and Medicaid Services

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
James A. Klein	
Paul W. Dennett	
Maria M. Ghazal	
Susan A. Relland	

19. Interest of each foreign entity in the specific issues listed on line 16 above

☐ Check if None

Signature James A. Klein Date 11 Feb 05
Printed Name and Title James A. Klein, President

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Registrant Name American Benefits Council Client Name _____

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code information as requested. Attach additional page(s) as needed.

15. General issue area code RET (one per page)

16. Specific lobbying issues

See attached

17. House(s) of Congress and Federal agencies contacted ☐ Check if None
 United States Senate United States House of Representatives
 United States Department of Labor United States Treasury
 The White House Employee Benefits Security Administration
 Equal Employment Opportunity Commission
 United States Securities and Exchange Commission

Center for Medicare and Medicaid Services

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
James A. Klein	
Lynn D. Dudley	
Janet M. Jacobson	
Diann Howland	

19. Interest of each foreign entity in the specific issues listed on line 16 above ☐ Check if None

Signature James A. Klein Date 11 Feb 05
Printed Name and Title James A. Klein, President

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American Benefits Council

July 1 – December 31, 2004

Health Care Legislative/Lobbying Activities

Legislative:

S. 1	Prescription Drug and Medicare Improvement Act of 2003
S. 10	Health Care Coverage Expansion and Quality Improvement Act
S. 11	Patients First Act of 2003
S. 423	Health Care Parity for Legal Transportation and Recreational Activities Act
S. 486	Senator Paul Wellstone Mental Health Equitable Treatment Act
S. 545	Small Business Health Fairness Act of 2003
S. 607	HEALTH Act of 2003
S. 720	Patient Safety and Quality Improvement Act
S. 1053	Genetic Information Nondiscrimination Act of 2003
S. 1450	To amend the Internal Revenue Code of 1986 to provide additional choice regarding unused health benefits in cafeteria plans and flexible spending arrangements
S. 1693	Health Care Tax Credit Expansion Act of 2003
S. 2061	Healthy Mothers and Healthy Babies Access to Care Act of 2003
S. 2207	Pregnancy and Trauma Care Access Protection Act of 2004
S. 2283	State High Risk Pool Funding Extension Act
S. 3019	Tax Technical Corrections Act of 2004
H.R. 1	Medicare Prescription Drug Improvement and Modernization Act of 2003 (Pub. L. No. 108-173)
H.R. 5	Help Efficient, Accessible, Low-cost, Timely Healthcare (HEALTH) Act of 2003
H.R. 596	ERISA Clarification Act of 2003
H.R. 597	Patient Protection Act
H.R. 660	Small Business Health Fairness Act of 2003
H.R. 663	Patient Safety and Quality Improvement Act
H.R. 877	Patient Safety Improvement Act of 2003
H.R. 953	Senator Paul Wellstone Mental Health Equitable Treatment Act
H.R. 1177	To amend the Internal Revenue Code of 1986 to provide additional choice regarding unused health benefits in cafeteria plans and flexible spending arrangements
H.R. 1120	Health Care Antitrust Improvements Act of 2003
H.R. 1308	Working Families Tax Relief Act

H.R. 1322	Emergency Retiree Health Benefits Protection Act of 2003
H.R. 1562	Veterans Health Care Cost Recovery Act of 2003
H.R. 1749	Health Care Parity for Legal Transportation and Recreational Activities Act
H.R. 1776	Pension Preservation and Savings Expansion Act of 2003
H.R. 1893	Teacher Voluntary Early Retirement Incentive Act of 2003
H.R. 1910	Genetic Nondiscrimination in Health Insurance and Employment Act
H.R. 2351	Health Savings Account Availability Act
H.R. 2427	Pharmaceutical Market Access Act of 2003
H.R. 2596	Health Savings and Affordability Act of 2003
H.R. 4279	To amend the Internal Revenue Code of 1986 to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements.
H.R. 4280	Help Efficient, Accessible, Low-cost, Timely Healthcare (HEALTH Act of 2004
H.R. 4372	Working Families Assistance Act of 2004
H.R. 5395	Tax Technical Corrections Act of 2004

Regulatory:

- Centers for Medicare and Medicaid Services on Implementation of the Medicare Prescription Drug Improvement and Modernization Act (Pub. L. No. 108-173)
- Department of Treasury on Health Savings Accounts (HSAs)
- Department of Treasury on Flexible Spending Arrangement (FSA) Rules
- Department of Treasury on Definition of Dependent (Notice 2004-79)
- Equal Employment Opportunity Commission on Clarification of the Age Discrimination in Employment Act (ADEA) to Employer-Sponsored Health Care Benefits for Retirees
- Centers for Medicare and Medicaid Services on the Medicare Secondary Payer (MSP) Debt Collection Process
- Department of Labor (DOL) Proposed Clarifications for COBRA Notice Rule

American Benefits Council

July 1 – December 31, 2004

Retirement Legislative/Lobbying Activities

LegislativeHouse

H.R. 518, the Retirement Account Portability Improvement Act
 H.R. 621, Guardsmen and Reservists Financial Relief Act of 2005
 H.R. 626, the Ending the Double Standard on Stock Options Act
 H.R. 975, the Bankruptcy Abuse Prevention and Consumer Protection Act
 H.R. 1000, the Pension Security Act Democratic Substitute to H.R. 1000 Pension Fairness Act
 H.R. 1372, the Broad-Based Stock Option Plan Transparency Act
 H.R. 1308, Working Families Tax Relief Act
 H.R. 1397, the Employee Benefits Protection Act
 H.R. 1610, Defined Benefit Pension Plan Reform Act of 2003
 H.R. 1677, the Pension Benefits Protection Act
 H.R. 1776, the Pension Preservation and Savings Expansion Act
 H.R. 1779, Guardsmen and Reservists Financial Relief Act
 H.R. 2005, Pension Stability Act
 H.R. 2078, Employees Pension Equity Act of 2003
 H.R. 2101, the Pension Fairness Act
 H.R. 2127, the Taxpayer Savings and Employee Notification Act
 H.R. 2178, Professional Employee Organization Workers Benefit Act
 H.R. 2179, Securities Fraud Deterrence and Investor Restitution Act
 H.R. 2420, Mutual Funds Integrity and Fee Transparency Act
 H.R. 2971, Social Security Number Privacy and Identity Theft Prevention Act
 H.R. 2910, Multi-Employer Pension Security Act
 H.R. 5025, Treasury/Transportation Appropriations bill
 H.R. 3005, Pension Security Disclosure Act
 H.R. 3108, Pension Funding Equity Act
 H.R. 3574 Stock Option Accounting Reform Act
 H.R. 4078, The Lifetime Savings Account (LSA) Act
 H.R. 4208 Executive Stock Option Profit Recapture Act
 H.R. 4520, American Jobs Creation Act
 H.R. 4714 the Retirement Savings Account (RSA) Act
 H.R. 5292, Pension Fairness act of 2004
 H.R. 5395, Tax Technical Corrections
 H.R. 5006, Labor/HHS Appropriations

Senate

S. 9, the Pension Protection and Expansion Act
 S. 182, the Ending the Double Standard on Stock Options Act
 S. 206, no title
 S. 228, the Social Security Number Misuse Prevention Act
 S. 629, the Catch-Up Lost Retirement Savings Act
 S. 825, the Pension Benefits Protection Act
 S. 979, the Broad-Based Stock Option Plan Transparency Act
 S. 1054, the Jobs and Growth Tax Relief Reconciliation Act
 S. 1550, Pension Stability Act
 S. 1617, Women's Pension Protection Act
 S. 1637 Jumpstart Our Business Strength Act

S. 1698, Retirement Security Advice Act
 S. 1890, Stock Option Accounting Reform Act
 S. 1912, Retirement Account Portability Act
 S. 1958, Mutual Fund Investor Protection Act
 S. 1971, Mutual Fund Investor Confidence Restoration Act
 S. 2059 Mutual Fund Reform Act
 S. 2263 the Lifetime Savings Account (LSA) Act
 S. 2282 Fairness in Pension Stability Act
 S. 2424 National Employee Savings and Trust Equity Guarantee Act
 S. Retirement Security Advice Act

Regulatory

IRS/Treasury Project on Determination Letter Process
 IRS/Treasury Final Regulations on Elimination of Optional Forms of Distribution
 IRS/Treasury Final Regulations on 401(k)/(m) Plans
 SEC Proposed Rule Addressing Pricing of Mutual Fund Shares
 DOL Final Regulations on Automatic Rollover safe Harbor
 IRS/Treasury Final Regulations on Relative Value
 IRS/Treasury Anticipated Guidance on Automatic Rollover Provisions
 SEC Proposed Regulation on Mandatory Redemption Fees
 IRS/Treasury Guidance on Pension Interest Rate Replacement and DRC Relief
 DOL Guidance on Directed Trustees
 DOL Guidance on Fiduciary Duties and the Mutual Fund Probe
 IRS/Treasury Proposed Regulations on 403(b) Contracts
 SEC Final Regulations on Prohibition on the Use of Brokerage Commissions to Finance Distribution
 IRS/Treasury Guidance on 457 Plans
 IRS/Treasury Final Regulations on Deemed IRA's
 IRS/Treasury Proposed Regulations on Phased Retirement
 IRS/Treasury Guidance and Anticipated Guidance on Nonqualified Deferred Compensation

