

Section 1332 of the Patient Protection and Affordable Care Act (PPACA) State Innovation Waivers – Reinsurance Waiver Quarterly Report

Reporting Instructions: Use the following template to capture data for quarterly 1332 waiver grant reporting, as specified in 45 CFR 155.1324(a), and referenced in your grant specific terms and conditions (STC). Quarterly reports are due 60 days following the end of each calendar quarter.


STATE:

A. GRANTEE INFORMATION			
1. Reporting Period End Date 09/30/2018		2. Report Due Date 11/30/2018	
3. 1st Quarterly Report <input type="radio"/>	2nd Quarterly Report <input type="radio"/>	3rd Quarterly Report <input checked="" type="radio"/>	4. Federal Agency and Organization Element to Which Report is Submitted Consumer Information & Insurance Oversight (CCIIO)
5. Federal Grant Number Assigned by Federal Agency HBEIE0069A, HBEIE0120A, HBEIE0144A		6a. DUNS Number 809579451	6b. EIN 93-0952020
7. Recipient Organization Name Oregon Health Insurance Exchange- Department of Consumer and Business Services			
Address Line 1 350 Winter Street NE			
Address Line 2			
Address Line 3			
City Salem	State Oregon		Zip Code 97301
Zip Extension 3875		8. Grant Period Start Date Jan 1, 2018	
9. Grant Period End Date Dec 31, 2022			
10. Other Attachments (attach other documents as needed or as instructed by the awarding Federal agency) Oregon Reinsurance Program Administrative Rules, Adoption Date January 1, 2019			

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B. REPORT CERTIFICATION

11. Certification: I certify to the best of my knowledge and belief that this report is correct and complete for performance of activities for the purposes set forth in the award documents.

<p>11a. Typed or printed name and title of Authorized Certifying Official</p> <p>Nancy J. Boysen Deputy Director Department of Consumer and Business Services Directors Office</p>	<p>11b. Signature of Authorized Certifying Official</p> 
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<p>11c. Telephone (area code, number, and extension)</p> <p>503-947-7077</p>	<p>11d. E-mail address</p> <p>Nancy.J.Boysen@Oregon.gov</p>
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11e. Date report submitted (month/day/year)

Nov 30, 2018

C. PROGRESS OF SECTION 1332 WAIVER - General

12. Provide an update on progress made in implementing and/or operating the approved 1332 waiver. The Oregon Reinsurance Program (ORP) has cleared a number of administrative hurdles. We are on track to adopt administrative rules for the ORP by the end of the year. The Oregon Reinsurance Rules Advisory Committee met five times, including two meetings during the 3rd quarter (on July 10th and August 2nd). Topics discussed with the committee included payment parameters, claims submission procedures, and time lines for the program.

As a result of these discussions, the Division of Financial Regulation (DFR) developed a set of draft rules that will be subjected to formal rulemaking procedures in the next quarter. On October 29, 2018, the Division of Financial Regulation (DFR) filed a Notice of Proposed Rulemaking with the Oregon Secretary of State. The notice was published in the Oregon Bulletin on November 1, 2018. This action commences the formal rulemaking process, and the division will be accepting written comments on the draft rules through December 4, 2018. In addition, the division has schedule a public hearing on the draft rules for Tuesday, November 27, 2018. The public hearing provides an opportunity for stakeholders to provide verbal testimony on the rules. A copy of the rules is attached.

We held a number of meetings with our ORP’s internal advisory group. These meetings focused on program implementation; including: 1) Validating claims to ensure they meet all requirements; 2) Ensuring we verify a statistically valid sample of individual claims; 3) Ensuring health insurers submit supporting documentation for each claim. We also held monthly meetings with the departments chief

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financial officer to ensure all funds are being received and reconciled.

We have also drafted an internal Standard Operating Procedure (SOP) for use within the agency. The SOP is a comprehensive guide to the program and spells out our responsibilities, parameters and time lines. The document includes a process flow chart with actions required by all parties. We will continue to update the SOP as the program develops.

Proposed Program Details:

- 1. Claims will be eligible for ORP reimbursement if they are incurred by December 31st of the benefit year and paid by July 1st of the year following the benefit year.**
- 2. Insurers must submit their claims data to the ORP by July 15th of the year, following the benefit year.**
- 3. ORP will reimburse the portion of claims that fall between the attachment point and the cap at the coinsurance rate.**
- 4. CY 2018 attachment point of \$95,000.00, cap of \$1 million and a coinsurance rate of 50%.**
- 5. CY 2019 attachment point of \$90,000.00 while maintaining a \$1 million cap and coinsurance rate of 50%.**

13. Describe any implementation and/or operational challenges, including plans for and results of associated corrective actions. After the first quarter, only report on changes and/or updates, as appropriate.

Program rules are filed with the Oregon Secretary of State. While we do not expect to hear of any objections to the rule we are anxious for the comment period to close.

Important Dates Met:

- 05/14/18: Insurers Pay first quarterly assessment (2018) under HB 2391**
- 06/28/18: Post Award Public Forum held**
- 08/14/18: Insurers pay second quarterly assessment (2018) under HB 2391**
- 08/23/18: Internal Advisory Group- claims processing**
- 08/31/18: 2nd Quarterly Report Due to CMS**
- 09/15/18: ORP submits SLCSP and total non-group premium data for 2019**
- 10/29/18: Notice of Proposed Rulemaking (NPRM) filed with Oregon Secretary of State.**
- 10/31/18: Scheduled date for CMS to notify ORP of 2019 pass-through funding (notice still pending)**
- 11/01/18: NPRM published in Oregon Bulletin**
- 11/14/18: Insurers pay third quarterly assessment (2018) under HB 2391**
- 11/29/18: 3rd Quarterly Report Due to CMS**

Future Important Dates

- 12/31/18: Deadline to incur claims to be included in 2018 claims submission**
- 01/01/19: Target date for the ORP administrative rules to become effective**
- 01/01/19: Begin preparing draft for Annual Report to CMS**

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02/14/19: Insurers pay fourth quarterly assessment (2018) under HB 2391
03/01/19: 4th Quarter Report Due Due to CMS
03/30/19: Deadline to submit Annual Report to CMS (extended to allow time to determine actual average individual market premium rate report for CY2018)
04/30/19: Annual report Due to CMS
05/15/19: Insurers pay first quarterly assessment (2019) under HB 2391
05/30/19: 5th Quarterly Report Due to CMS
05/31/19: Last day for ORP to host annual Post-Award Forum
07/15/19: Insurers report claims data for reinsurance-eligible individuals
07/16/19: DCBS begins review of insurer claims data
08/14/19: Insurers pay second quarterly assessment (2019) under HB 2391
08/29/19: 6th Quarterly Report Due to CMS
10/15/19: Target date to calculate preliminary 2018 reinsurance payments, including whether to reduce the coinsurance rate for 2018.
10/31/19: Target date for ORP to reimburse insurers for 2018 eligible claims
11/14/19: Insurers pay third quarterly assessment (2019) under HB 2391
11/29/19: 7th Quarterly Report Due to CMS
02/14/20: Insurers pay fourth quarterly assessment (2019) under HB 2391

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D. POST-AWARD FORUM
(for Quarter Post-Award Forum was held)

14. Was the date, time, and location of the Post-Award Forum advertised 30 days in advance?

Yes

No

15. State website address where Post-Award Forum was advertised

16. Date Post-Award Forum took place

17. Summary of Post-Award Forum, held in accordance with §155.1320(c), including all public comments received and actions taken in response to concerns or comments.

18. Other Attachments (attach other documents as needed pertaining to Post-Award Form)