



MARKET STABILITY WORKGROUP

Tuesday, June 5, 2018

8:00 – 10:00 a.m.

The Institute for the Study & Practice of Non-Violence

ADDRESSING FEEDBACK FROM PREVIOUS SESSIONS

- The updated draft Report was shared.
- At the request of Chairman Miller, the amended version of his Market Stability bill, S 2785A, was shared.
- Links to S 2931 (STLD regulation bill), S 2934 (1332/Reinsurance bill) and S2785A (amended Market Stability bill) were provided.
- Talking points for the members of this group will be shared shortly following today's meeting.
- In response to last week's discussion, Deb Faulkner will provide an overview of the ACA's consumer protections.

RI MARKET STABILITY WORKGROUP: EIGHT WEEK SYLLABUS

Topic(s) for Discussion	Meeting Date
<p style="text-align: right;">Meeting 1</p> <p>Introductions + Setting the Stage</p>	Wednesday, April 18
<p style="text-align: right;">Meeting 2</p> <p>What has been accomplished + What is at risk in RI</p>	Wednesday, April 25
<p style="text-align: right;">Meeting 3</p> <p>National Survey of State Actions + Considerations</p>	Tuesday, May 1
<p style="text-align: right;">Meeting 4</p> <p>Policy Deep Dive: the “carrot” approach</p>	Tuesday, May 8
<p style="text-align: right;">Meeting 5</p> <p>Policy Deep-Dive: the “stick” approach</p>	Tuesday, May 15
<p style="text-align: right;">Meeting 6</p> <p>Regroup on Package of Policy Options + Begin Discussion of Recommendations</p>	Tuesday, May 22
<p style="text-align: right;">Meeting 7</p> <p>Overview of Factors Influencing Premiums + Moving Towards Final Recommendations</p>	Tuesday, May 29
<p style="text-align: right;">Meeting 8</p> <p>Reaching Final Recommendations</p>	Tuesday, June 5

TODAY'S AGENDA

1. ACA Consumer Protections Overview
2. Finalize the Workgroup Report

TODAY'S AGENDA

Purpose of Today's Meeting

- Review the ACA's key consumer protections, including the ten Essential Health Benefits categories
- Garner final consensus around the Workgroup Report

Today, we ask that you

- Address how to handle "ACA protections" within the Workgroup Report
- Offer any last-minute feedback about the Report before it is finalized

Market Stabilization Workgroup
Meeting 8: ACA Consumer Protections

June 5, 2018

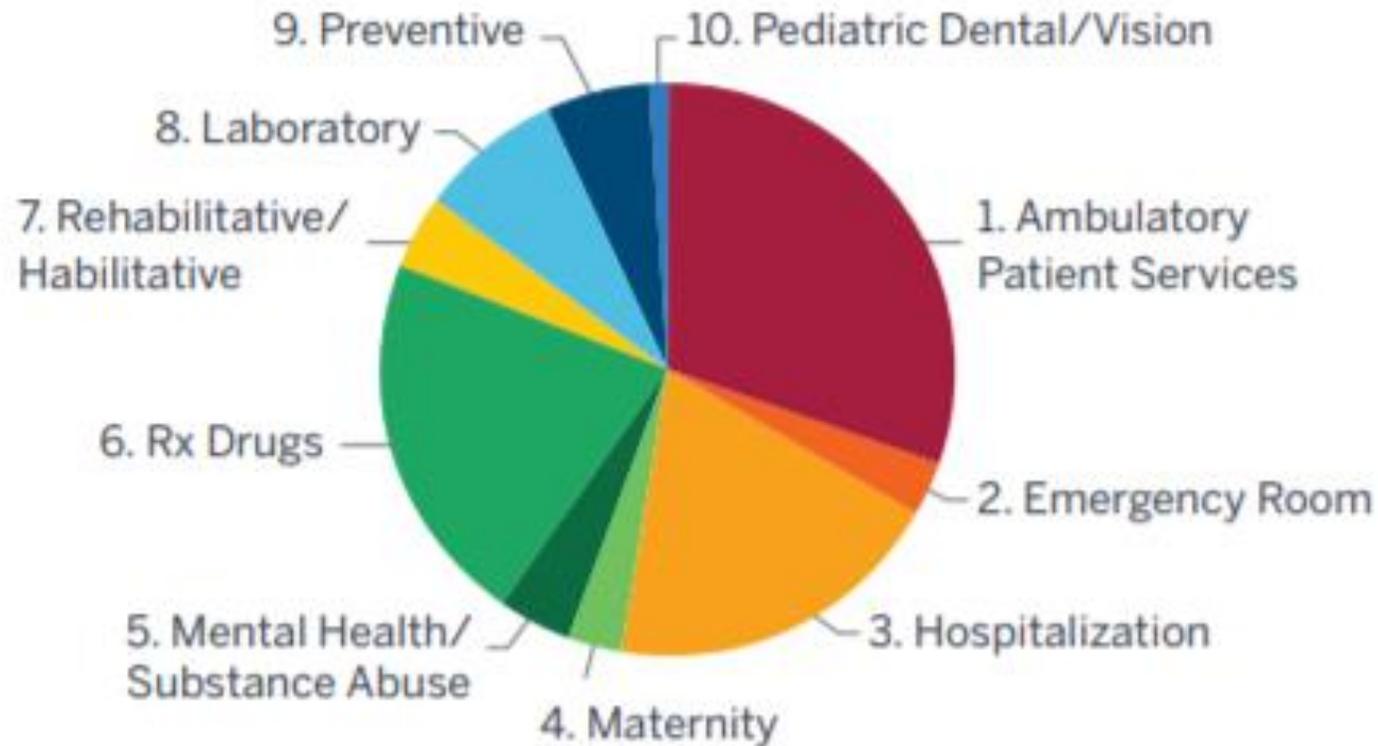
Consumer Protections

- All of the following consumer protections are **required by the ACA**.
- **None** of these protections apply to short-term plans under the ACA.

	Protection	Description
Accessibility	Guaranteed Issue	Requires insurers to accept every individual who applies for coverage.
	Dependents to age 26	Coverage available to dependents until age 26.
	Rescissions	Prohibits plans from retroactively canceling coverage, except in the case of a subscriber's fraud or intentional misrepresentation of material fact.
Affordability	Rating requirements	Prohibits plans from charging a higher premium based on health status and gender.
	Medical Loss Ratio	Individual health insurers must spend at least 80 percent of revenue on health care and quality improvement.
Adequacy	Pre-existing conditions	Prohibits insurers from imposing preexisting condition exclusions with respect to coverage.
	Essential health benefits	Required coverage of certain services.
	Cost-Sharing limits	Imposes limits on out-of-pocket costs for consumers.
	Annual & lifetime dollar limits	Prohibits annual and lifetime limits on the dollar value of covered essential health benefits

Essential Health Benefits (EHBs)

FIGURE 1: TYPICAL RELATIVE COSTS FOR THE EHB CATEGORIES IN THE COMMERCIAL MARKET



Individual and small group plans have to cover the ACA's 10 essential health benefits
Large group plans **do not** have to cover EHBs. They must only provide "minimum value."

DISCUSSION

FUTURE MARKET STABILTY ACTIONS REQUIRED – potential language changes

A. Place the recommendation to codify certain at-risk ACA protections as a new, near-term recommendation.

“State-based consumer protections: The state should codify into law critical consumer protections provided through the ACA which are currently at risk and vulnerable to future federal changes. Examples of critical consumer protections include, but are not limited to, coverage of the ten Essential Health Benefits categories, no-cost preventive services and bans on annual and life-time limits.”

B. As currently drafted, place within “future action” recommendation as a critical consideration for the state.

“The state should also carefully consider the role of certain at-risk ACA consumer protections, such as the ten Essential Health Benefits (EHBs) categories, in the stability of Rhode Island’s markets.”

C. Rely upon existing language about codifying certain at-risk ACA protections within the discussion section.

“Amongst the menu of policy options reviewed by the Workgroup over the course of its deliberations were additional steps the state could take to ensure the continuity of key consumer and marketplace protections implemented at the federal level by the ACA. While currently the law of the land, such provisions as the ban on annual and lifetime limits, the ten EHB categories, the ability for dependents up to age 26 to enroll in their parent’s plan, rating rules and the prohibition on exclusions for pre-existing conditions are all considered critical health insurance components in need of continuation should future federal changes occur.”

PUBLIC COMMENT?



THANK YOU



APPENDIX

THE CHARGE TO THE WORKGROUP

Rhode Island has been here before.

In response to the passage of the ACA, our state pulled together a coalition of experts.

Those efforts resulted in providing **access to high-quality, affordable health coverage** to more Rhode Islanders than ever before.

In 2018, continued efforts are needed to protect that success – **for Rhode Island’s individuals, families and business community.**

Guiding Principles:

1. Sustain a balanced risk pool;
2. Maintain a market that is attractive to carriers, consumers and providers; and
3. Protect coverage gains achieved under the ACA.

Goal: Identify and propose sensible, state-based policy options for RI that will be in service to those Principles.

