

2021 Virginia ACA Rate Filing Season Carrier Teleconference

Today's topics include:

- ▶ Important Dates
- ▶ Virginia Rate Filing Template Changes
- ▶ Virginia Rate Sheet
- ▶ SERFF Public Access
- ▶ Health Care Shared Savings Incentive Programs
- ▶ Binder Filing Reminders
- ▶ Virginia Legislation
- ▶ Bureau's COVID-19 Information Page
- ▶ Mental Health Parity Self-compliance Tool

Important Dates

- ▶ April 17: Form filing deadline for ALL ACA health carriers (excludes SADPs)
- ▶ May 1: Form and rate filing deadline for carriers submitting SADPs to be exchange-certified
- ▶ May 15: Binder filing deadline for carriers offering SADPs to be exchange-certified
- ▶ May 22: Rate filing deadline for ALL ACA health carriers
- ▶ May 22: Binder filing deadline for carriers offering individual and small group health insurance coverage inside or outside the exchange

Important Dates

- ▶ April 1: SERFF public access suspended for health form, rate, and binder filings and revisions made on or after this date up to the BOI rate presentations.
- ▶ July 15: Deadline for voluntary service area revisions and rate filing revisions; revisions after this date can be made based only at request of BOI
- ▶ **August**: Rate presentations to the Commission (tentative date)
- ▶ August 19: Deadline for data transfer to CMS

Virginia Rate Filing Template Changes

- ▶ All links to external data must be broken before submitting the Template.
- ▶ The Commission Detail in cells C69 - D71 on Tab IV has been reformatted to only accept numeric inputs.
- ▶ Tab VIII has been reformatted to flow better for presentation purposes:
 - Tables 14-16 have been rearranged and renumbered.
 - A “Print Tab” button was added and the data will now print to 2 pages.
- ▶ Tab VIII, Table 13 (formerly Table 16)
 - Row 15 was added to include the HIOS Plan ID number.
 - The Rate Check calculation was revised to compare the data input in the table with the data calculated from Tabs VI and X. These rows will not print when the “Print Tab” button is pressed.
- ▶ Tab VIII, Table 14 (formerly Table 13)
 - The Proposed Tobacco Factor for age bands 18 - 20 have been hard coded as 1.0.

Virginia Rate Filing Template Changes

- ▶ The HIOS Plan ID and Metallic Tier on Tab IX (Plan Schedule Comparison) will be auto populated from the inputs in Tab V (Plan Rates).
 - Plan data on Tabs V and IX must be input in the same order.
- ▶ Tab X (Rate Sheet) - Column F has been added to capture current membership by plan.
 - This column will not print when the “Print Tab” button is pressed.
- ▶ Two Rate Filing Templates must be submitted with the 2021 filing:
 1. The final Virginia Rate Filing Template from the 2020 approved rate filing.
 2. A 2021 Template using the new 2021 version of the Virginia Rate Filing Template.
- ▶ The Templates must be submitted under Supporting Documentation in SERFF.
 - Include the plan year (2020 or 2021) at the beginning of the file name.

Virginia Rate Sheet

- ▶ Proposed rates are generated by the Rate Filing Template and are located in the Rate Sheet tab
- ▶ Rate Sheet must be printed to a PDF file using “Print” button in tab
- ▶ Rate Sheet must be submitted under Rate/Rules Schedule in SERFF
- ▶ One Rate Sheet PDF per carrier and market

SERFF Public Access

- ▶ Public access to SERFF will be turned off for all ACA rate, form and binder filings beginning April 1
- ▶ Public access will be turned back on just prior to the Rate Presentations sometime in August

Health Care Shared Savings Incentive Programs

- ▶ Revised administrative letter sent out March 10, 2020
- ▶ Applies to all small group carriers in the ACA market
- ▶ Submitted via SERFF
- ▶ Two components
 - ▶ Interactive Comparative Mechanism **by July 1, 2020**
 - ▶ Health Care Shared Savings Incentive Program **by January 1, 2021**

Interactive Comparative Mechanism

- ▶ Beginning July 1, 2020, all small group carriers must establish an interactive mechanism on their website
- ▶ Mechanism allows covered persons to obtain out-of-pocket cost estimates for comparable health care services
- ▶ Carriers cannot claim exemption from establishing the mechanism

Health Care Shared Savings Incentive Program

- ▶ Beginning January 1, 2021, small group carriers must develop and implement a program that provides incentives for covered persons to shop for comparable health care services
- ▶ By April 30, 2020, each carrier must file in SERFF a description of the program, along with a demonstration of the cost effectiveness of the program
- ▶ Cost effectiveness is determined using the template found at <http://www.scc.virginia.gov/boi/co/health/index.aspx>
- ▶ Carriers are exempt from the Incentive Program if cost effectiveness cannot be demonstrated

Health Care Shared Savings Incentive Program (cont)

- ▶ Carriers are not required to demonstrate cost effectiveness (or lack thereof) every year, only when the status of the program changes
- ▶ Requests for exemption must be filed by March 15 in the year prior to the requested exemption year (April 30 for this year)
- ▶ Beginning April 1, 2022, carriers that are not exempt are required to file the “Health Care Shared Savings - Annual Report” found at <http://www.scc.virginia.gov/boi/co/health/index.aspx>
- ▶ Report is due April 1 in each subsequent year

Binder Filing Reminders

- ▶ May 15th - binder filing deadline for SADPs
- ▶ May 22nd - binder filing deadline for Individual and Small Group coverage inside and outside the exchange.
- ▶ May 15th - binder filing deadline for any carrier who wants to take advantage of the early bird transfer.
- ▶ We strongly encouraged carriers to run the appropriate review tools provided by CMS prior to submission of a binder, and prior to each submission of any revised templates. These tools are used to guard against incorrect information being provided on Healthcare.gov.
- ▶ The review tools and instructions may be found at:
<https://www.qhpcertification.cms.gov/s/Review%20Tools>.

Binder Filing Reminders (cont.)

- ▶ **New this year**, following the date of the initial transfer, **June 17, 2020**, a carrier subject to this date can only make **voluntary** changes to the information in any form, rate or binder filing if the BOI allows the change. The carrier must make the request and submit the proposed revision as a Note to Reviewer in SERFF and wait for the BOI's response prior to submitting the voluntary change in the filing. This does not apply to BOI requested changes.
- ▶ The Virginia Plan Schedule Comparison is included as a tab on the VA Rate Filing Template for all individual and small group plans inside and outside the exchange, so carriers are not required to complete a separate Virginia Plan Schedule Comparison document for the binders.
- ▶ However, **SADP** carriers must still complete the Virginia Plan Comparison and attach it under Supporting Documentation in each binder.

Binder Filing Reminders (cont.)

- ▶ The Associate Schedule Items (ASI) tab in the binder must include all forms and rates filed for each plan. Each form must include a valid link to the actual form submission. Each plan must include a link to a valid rate submission.
- ▶ For carriers who use a different filing instance for rates and are not able to complete this tab, a separate document presenting the same information as in the ASI tab must be submitted under Supporting Documentation in the binder, and must be kept updated.
- ▶ The ASI tab must be kept updated with current form and rate filings.
- ▶ The VA Rate Filing Template should be attached under the Supporting Documentation in each binder. The rate sheet that is attached to the Rate/Rule Schedule in the rate filing should be attached under Associate Schedule Items and linked to the corresponding rate filing for each plan.

Virginia Legislation

- ▶ Review legislation for forms and rates development
 - ▶ Forms checklists will provide some direction
- ▶ HB 1251/SB 172 - Surprise Balance Billing: BOI is working on regulations necessary to carry out the legislation, including the arbitration process and consumer notice
- ▶ HB 1428/SB 732 - State-based Exchange: No change for PY 2021 QHP certification process
- ▶ HB 1503/SB 1031 - Treatment for Autism: Look for BOI guidance

Bureau Webpage for COVID-19 Updates: Access from : www.scc.virginia.gov/boi

The Bureau of Insurance serves the public by regulating, licensing, and investigating insurance companies, agencies, and agents. Our mission is to ensure that all Virginians have access to reliable insurance, and that all insurance entities and professionals conduct their business in compliance with Virginia law.

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