

STATE CORPORATION COMMISSION

AT RICHMOND, APRIL 30, 2020

*Document Control Center 04/30/20@3.14 PM*COMMONWEALTH OF VIRGINIA, *ex rel.*

STATE CORPORATION COMMISSION

CASE NO. INS-2020-00090

Ex Parte: In the matter of presentations of premium rates in connection with health insurance coverage issued in the individual and small group markets

ORDER DIRECTING PRESENTATIONS

In accordance with § 38.2-316.1 of the Code of Virginia ("Code"), the State Corporation Commission ("Commission") reviews and approves premium rates applicable to health benefit plans issued in Virginia in the individual and small group markets, as those terms are defined in § 38.2-3431 of the Code. Additionally, pursuant to § 38.2-326 of the Code, the Commission, with the assistance of the Virginia Department of Health, performs plan management functions required to certify health benefit plans and stand-alone dental plans for participation in the health benefit exchange ("HBE") pursuant to either § 1321 of the Patient Protection and Affordable Care Act codified at 42 U.S.C. § 18041 or § 1311(b) of the Patient Protection and Affordable Care Act codified as 42 U.S.C. § 18031. The Commission's Bureau of Insurance ("Bureau") must complete its review of Qualified Health Plans ("QHP") for sale on the HBE in 2021 by August 19, 2020.

The Commission has historically delegated to the Bureau its authority to review and approve premium rates for health benefit plans issued in the individual and small group markets. Given the importance of the cost of health insurance to Virginia's small businesses and individuals (many of whom are self-employed), the Commission reviews closely, prior to approval, rates for health insurance that may represent a significant impact on small businesses and individuals.

Accordingly, prior to the Bureau's recommendation of QHP certification to HHS, and prior to finalizing both form and rate approvals for the related products for sale and use in

Virginia both inside and outside the HBE, the Bureau is directed to coordinate for the Commission presentations by insurance companies. Presentation exhibits are generated within the Virginia Rate Filing Template,¹ and each company may reference its exhibits as part of its presentation on August 17, 2020. Companies should also address the outlook for future rate changes and steps being taken or anticipated to control rate increases. At the conclusion of each company's presentation, the Bureau may offer additional comments.

Accordingly, IT IS ORDERED THAT:

(1) Starting at 9:30 a.m. on August 17, 2020, the Commission will receive rate premium impact presentations in the Commission's courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia 23219.

(2) The Bureau shall coordinate for the Commission insurance company presentations that will provide an overview representing the range of rate impact or change for identified products proposed to be offered in the individual and small group markets for use as of January 1, 2021.

(3) The companies shall attend and make presentations as designated by the Bureau and shall also address the outlook for future rate changes and steps being taken or anticipated to control rate increases.

(4) A copy of this Order shall be sent electronically by the Bureau to each company intending to offer health benefit plans in 2021 in Virginia in the individual and small group markets.

A COPY of this Order shall be sent electronically by the Clerk of the Commission to: C. Meade Browder, Jr., Senior Assistant Attorney General, Office of the Attorney General, Division of Consumer Counsel at mbrowder@oag.state.va.us, 202 N. 9th Street, 8th Floor, Richmond, Virginia 23219-3424; and a copy hereof shall be delivered to the Commission's

¹ The Virginia Rate Filing Template was designed by the Bureau to facilitate submission and review of plans for participation in the HBE. Presentation exhibits are required to be submitted as part of the Virginia Rate Filing Template.

Office of General Counsel and the Bureau of Insurance in care of Deputy Commissioner Julie S. Blauvelt.