

# 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			
<b>1. Reporting Period End Date</b> June 30, 2022		<b>2. Report Due Date</b> Aug 29, 2022	
<b>3. 1st Quarterly Report</b> <input type="radio"/>	<b>2nd Quarterly Report</b> <input checked="" type="radio"/>	<b>3rd Quarterly Report</b> <input type="radio"/>	<b>4. Federal Agency and Organization Element to Which Report is Submitted</b> Consumer Information & Insurance Oversight (CCIIO)
<b>5. Federal Grant Number Assigned by Federal Agency</b> SIWIW190008	<b>6a. DUNS Number</b> 155915090000	<b>6b. EIN</b> 396006451	
<b>7. Recipient Organization Name</b> Office of the Commissioner of Insurance			
<b>Address Line 1</b> 125 South Webster Street			
<b>Address Line 2</b>			
<b>Address Line 3</b>			
<b>City</b> Madison	<b>State</b> WI	<b>Zip Code</b> 53707	
<b>Zip Extension</b>		<b>8. Grant Period Start Date</b> January 1, 2019	
<b>9. Grant Period End Date</b> December 31, 2023			
<b>10. Other Attachments (attach other documents as needed or as instructed by the awarding Federal agency)</b>			

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<b>B. REPORT CERTIFICATION</b>	
<b>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.</b>	
<b>11a. Typed or printed name and title of Authorized Certifying Official</b>  Nathan Houdek	<b>11b. Signature of Authorized Certifying Official</b>
<b>11c. Telephone (area code, number, and extension)</b>  608-266-2493	<b>11d. E-mail address</b> Nathan.Houdek@wisconsin.gov
<b>11e. Date report submitted (month/day/year)</b>	
<b>C. PROGRESS OF SECTION 1332 WAIVER - General</b>	
<b>12. Provide an update on progress made in implementing and/or operating the approved 1332 waiver.</b>	
<p><b>2023 Payment Parameters</b>            OCI continued its work from Q1 with Wakely Consulting on establishing options for 2023 payment parameters. OCI published a hearing notice and comment period for a few payment parameter options. <a href="https://oci.wi.gov/Documents/AboutOCI/WIHSP_PrelimParameterNotice2.pdf">https://oci.wi.gov/Documents/AboutOCI/WIHSP_PrelimParameterNotice2.pdf</a>            Feedback from the insurers, through their state association, was somewhat indifferent but for those that had a preference, they were in alignment with each other. OCI considered the feedback and finalized two sets of payment parameters, one assuming ARPA subsidies expire at the end of 2022 and one that assumes they continue into 2023. For now, insurers are filing two sets of rates. The filing assuming ARPA subsidies expire is the version that is submitted into SERFF. Here is a link to the final publication of the payment parameters. <a href="https://oci.wi.gov/Documents/AboutOCI/WIHSP_2023ParameterFinalNotice_5.4.22.pdf">https://oci.wi.gov/Documents/AboutOCI/WIHSP_2023ParameterFinalNotice_5.4.22.pdf</a></p> <p><b>Plan Year 2021 Final Claim Reports</b>            Insurer final claim reports were due to OCI on May 16 (technically May 15, however, that was a Sunday so we accepted filings on Monday the 16).            The total aggregate WIHSP claim amount is: 202,811,341.37. For plan years 2019 through 2021, state law limits the total amount that can be spent on the program to \$200 million, unless OCI asks the Legislative Joint Finance Committee for authority to spend more. OCI requested that authority and received it on</p>	

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June 1, 2022. Therefore, 2021 WIHSP payments will be paid in full, following phase 1 of the verification audit process, which began in late May and is scheduled to be completed in mid-July.

### **Legislative Audit Bureau Audits**

The Legislative Audit Bureau (LAB) concluded its work on a Single state audit, which included WIHSP, as well as a WIHSP specific program audit. Both audits included similar recommendations related to OCI's phase I and phase II audit verification processes. A link to each audit is included below.

<https://legis.wisconsin.gov/lab/eSummary22-5>

<https://legis.wisconsin.gov/lab/eSummary22-4>

OCI modified the verification audit process, per LAB recommendations, by increasing the number of samples reviewed, creating an Excel spreadsheet template for use in randomly selecting samples, and developing a secondary review process. These changes went into effect in June and have been applied to the plan year 2021 audit process.

### **Plan Year 2022 Q1 Reports**

Insurers submitted their Q1 WIHSP claim reports in May. The aggregated claims total is \$19,688,746.74. For comparison, the plan year 2021 Q1 aggregate total was \$16,391,781.56.

### **1332 Waiver Extension Application**

OCI posted a draft application to its website on May 31. OCI also published a hearing notice and comment period that will cover both the extension application and WIHSP annual forum. OCI received permission from CMS to hold the hearing via Zoom. Per federal rules, the CMS approval is posted to the OCI website. The public hearing will be held on July 6, 2022 and the comment period ends July 8, 2022.

Here is a link to the hearing notice: [https://oci.wi.gov/Documents/AboutOCI/WIHSP\\_PublicHearingNotice\\_5.26.22.pdf](https://oci.wi.gov/Documents/AboutOCI/WIHSP_PublicHearingNotice_5.26.22.pdf)

A tribal consultation for the extension application was held on June 7.

State law requires OCI to submit the waiver application to the Legislative Joint Committee on Finance for a 14-day passive review. OCI did that on May 31st and the Committee did not raise any objections during the review period, therefore the request was approved.

Assuming timelines associated with the waiver application project hold, OCI anticipates submitting the application to CMS in late July.

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**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.**

**N/A**

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<b>D. POST-AWARD FORUM</b> <i>(for Quarter Post-Award Forum was held)</i>
<p><b>14. Was the date, time, and location of the Post-Award Forum advertised 30 days in advance?</b></p> <p><input type="radio"/> <b>Yes</b></p> <p><input type="radio"/> <b>No</b></p>
<p><b>15. State website address where Post-Award Forum was advertised</b></p>
<p><b>16. Date Post-Award Forum took place</b></p>
<p><b>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.</b></p>
<p><b>18. Other Attachments (attach other documents as needed pertaining to Post-Award Form</b></p>