State Rate Review Training

Release Date: August 1, 2011

About This Training

Overview of the new Rate Review program

- Instructions for accessing the new Rate Review module in HIOS
 - View rate review information
 - Submit rate review determinations
- Additional training materials are available on the CCIIO Rate Review Page: <u>http://cciio.cms.gov/</u>

Rate Review Program

Established by Section 2794 of the Public
 Health Service Act (as amended by the Patient
 Protection and Affordable Care Act)

- Rate Increase Disclosure and Review Regulation (45 C.F.R. §§ 154.101-154.301)
 - Published on May 23, 2011
 - Effective on September 1, 2011

Overview of the Rate Review Program

- Issuers report on rate increases at or above "Subject to Review" Threshold
- □ Issuers submit a Preliminary Justification

- Rate Review conducted by States or CMS
- Preliminary Justification and review determinations posted on <u>healthcare.gov</u>

Applicability

- Requirements apply to issuers in the individual market and small group markets
- □ Do not apply to:
 - Grandfathered health plan coverage as defined in 45 C.F.R. § 147.140
 - Excepted benefits as described in section 2791(c) of the PHS Act

The Preliminary Justification

□ Consists of three parts:

Part I, the Rate Increase Summary Form

Standardized, summary level rate data

Part II, Written Explanation of the Rate Increase

Brief, non-technical explanation of the rate increase

Part III, Rate Filing Documentation

Detailed rate information, required only if CMS is reviewing the rate increase

Timing of Preliminary Justification Submissions

Requirement starts on September 1, 2011

- States with Rate Filing Requirements: on the same date filing is submitted to the State
- States without Rate Filing Requirements: Prior to implementing rate increases that go into effect on or after September 1, 2011

Notification of New Preliminary Justification Records

------Forwarded message ------From: <<u>HIOS_Submissions@hhs.gov</u>> Date: Tue, Jul 19, 2011 at 4:46 PM Subject: SysTest: Rate Review System - Notification of Preliminary Justification Submission To: <u>Manaswini@federal.gov</u>,

Rate Review Record: Issuer Name: Health, Inc. Effective Date: 07/15/2011 Submission ID: 000001 Product(s): 31317AL002-VH38-Small Group-HMO Policy Form Id(s): 3214 Attestation Date: 7/19/2011 4:46:42 PM

The above preliminary justification record has been attested to in the Rate Review System. You may access this record by logging into the Rate Review System.

If you have any questions regarding this email notification, please contact the help desk at <u>insuranceoversight@hhs.gov</u> or <u>1-877-343-6507</u>.

Thank you, The Rate Review System Team

HIOS Rate Review Module

 All Rate Review issuer reporting requirements must be submitted in HIOS

- □ All States can view Rate Review submission
- Training announcement included HIOS registration information
- States should review the technical HIOS instructions manual

HIOS Sign-In

Health Insurance Ov	ersight System
Tuesday, July 26, 2011	
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HIOS Main Menu Page

Health Insurance	Oversight System
Thursday, July 21, 2011	HIOS MAIN PAGE FAQ CONTACT US SIGN OUT Welcome Jason Lunsford
HIOS Portal Home Page	
Manage Account	
HIOS Plan Finder Product Data Collection	
Rate Review System	
Accessibility Ru	ules of Behavior Web Policies File Formats and Plug-Ins
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Rate Review Menu

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Review Rate Data	Submission Status Report	State Rate Review			Related Links
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Accessing Preliminary Justification Submissions

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Accessing Preliminary Justification Submissions (continued)

Health Insurance Oversight System Rate Review System

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Accessibility Rules of Behavior Web Policies File Formats and Plug-Ins.

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Accessing Preliminary Justification Submissions (Continued)

HIOS Record Status Labels

- Pre-attestation phase
- Review phase
- Determination phase

Accessing Preliminary Justification Submissions (Continued)

Health Insurance Oversight System Rate Review System

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Accessibility Rules of Behavior Web Policies File Formats and Plug-Ins.

U.S. Department of Health & Human Services + 200 Independence Avenue, S.W. + Washington, D.C. 20201

Viewing Preliminary Justification Data

Health Insurance Oversight System

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Viewing Preliminary Justification Data (Continued)

Rate Review Sy	stem
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*Issuer/State:	Health Inc. (a PA corp.)-VA
*Product:	64641VAD02-Health Maintenance Organization -Small Group-POS
*Effective Date:	08/01/2011
*Date/Time Submitted for Review:	7/11/2011 12:51:22 PM
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Viewing Preliminary Justification Data (Continued)

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Rate Review Determinations

- □ State Reviewers must enter in HIOS:
 - Review determination
 - Description of review findings and determination
- Determinations must be submitted within five business days of the completion of the review

Information will be web-posted on <u>healthcare.gov</u>

Rate Review Determinations (Continued)

- States must select one of the following rate review determinations:
 - Unreasonable Rate Increase
 - Unreasonable Rate Increase (Modified)
 - Unreasonable Rate Increase: (Rejected by State)
 - Not Unreasonable
 - Not Unreasonable (Modified)
 - Withdrawn Prior to Determination

Rate Review Determinations (Continued)

 States must provide a brief explanation of their review findings and determination

Non-technical and consumer-oriented

Should not exceed two to three paragraphs

Entering Rate Determinations in HIOS

Friday, July 22, 2011	HIOS MAIN PAGE HOME FAQ CONTACT US SIGN OUT
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Entering Rate Determinations in HIOS (Continued)

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Post Determination Issuer HIOS Actions

- □ Issuers may withdraw rate increases
- If a rate increase is determined to be unreasonable
 - Issuers must submit a Final Justification within ten calendar days of the determination if implementing increase
 - Not required if the issuer withdraws the rate increase within ten calendar days

CMS Web-Posting of Rate Review Information

Posted on <u>Healthcare.Gov</u>

- Preliminary Justification Part I in consumer-friendly format
- Preliminary Justification Part II
- Result of Rate Review (determination)
- Final Justification for unreasonable rate increases that are implemented
- CMS reviews Preliminary Justifications prior to web posting

Issuers to submit new justification if deficiencies found

 CMS will also perform a content review of Final Justification submissions

CMS Web-Posting of Rate Review Information (continued)

HHS Part II Content Review: Web-Post Preliminary Justification(Y/N):

⊖Yes ⊖No

HHS Content Review: Web-Post Unreasonable Rate Increase Final Justification(Y/N): O_{Yes} O_{No}

State Posting of Rate Review Information

- States with Effective Rate Review designation must:
 - Post information on all "subject to review" increases
 - Provide an opportunity for public comments

Contact

- Please submit your questions about this training to <u>RateReview@hhs.gov</u>
- Submitted questions will be addressed during CMS
 Rate Review User Group calls

 User Group calls will take place in August and September (see training confirmation email for details)