

***Policy Committee Meeting Minutes***  
*Connect for Health Colorado Meeting Room*  
*East Tower, Suite 1025*  
*3773 Cherry Creek N Dr., Denver, CO 80209*  
**April 25, 2016**  
**3:30 PM – 5:30 PM**

**Board Members Joining via Phone:** Marguerite Salazar and Sue Birch

**Board Members Present:** Adela Flores-Brennan, Jay Norris, Sharon O’Hara and Marc Reece

**Staff Present:** Brian Braun, Jacob Baus, Luke Clarke, Christine Gavin, Kate Harris , John Neumeier, Kevin Patterson, Alan Schmitz, Lisa Sevier and Adele Work

**I. Welcome and Introductions**

Adela Flores-Brennan chaired the Committee meeting and called the meeting to order at 3:30 pm, welcoming those in attendance, both in-person and on the phone. The March Policy Committee minutes were voted on and approved. Ms. Flores-Brennan announced that Sharon O’Hara will be joining the Policy Committee as well as taking over as Chair.

**II. Updates**

**a. HCPF**

The Colorado Department of Health Care Policy and Financing (HCPF) was not available to give an update at this time. Brian Braun, Chief Financial Officer, gave an update on the finalization of the cost allocation plan with HCPF. The Center for Medicaid Services (CMS) filing will be finished in the next couple of weeks. Training for the Marketplace’s call center to distinguish between Medicaid and non-Medicaid service calls has been implemented.

**b. DOI**

Matt Mortier, with the Division of Insurance (DOI) updated the committee on network adequacy bulletins that have been adopted.

**c. General Assembly**

Kate Harris, Policy and Research Manager gave a status report on several legislative bills that Connect for Health Colorado is monitoring.

- Senate Bill 16-002 regarding whether the Marketplace’s current administrative fee can be considered a tax and therefore subject to voter approval is awaiting a final vote from the House.
- Senate Bill 16-170 regarding the purchase of insurance through the Marketplace for individuals who are eligible for Medicaid but prefer private insurance passed through appropriations and is awaiting hearing on the Senate floor.
- Senate Bill 16-006 regarding informing the consumer that they have the option to work with a qualified insurance broker or navigator to enroll in health insurance through the Marketplace is being voted on today in the Senate Health & Human Services Committee.

### III. Legislative Board Approach

The Legislative Board Approach Policy states that the Connect for Health Colorado Board of Directors will not take a position on legislation unless it will have a direct and significant impact on the mission or operation of the Exchange. Kevin Patterson, Chief Executive Officer expressed concern that there are time constraints with bringing legislation to the full Board in order to make a decision on monitoring, opposing or supporting legislation. The Committee recommended that management will consult with the Executive Committee and make the decision on whether to monitor or take a position on such legislation. A new draft of the Legislative Board Approach will be presented to the Policy Committee in May.

#### *Action Item*

*The Connect for Health Colorado staff will amend the Legislative Board Approach document and bring to the Policy Committee for a vote at the next meeting on May 23<sup>rd</sup>.*

### IV. HB 1148 Implementation

#### a. New Advisory Group Creation

House Bill 16-1148 has been signed by the Governor and requires implementation by June 1, 2016. The requirements for House Bill 16-1148 include:

- The Board shall create technical and advisory groups that meet at least quarterly.
- Groups shall meet and discuss issues related to Connect for Health Colorado and make recommendations to the Board.
- Groups should have geographic diversity of opinions affecting customers.
- The requirement ends after two years and groups meet as necessary.

The Committee discussed whether the recommended structure provides adequate opportunity to advise the Board on issues related to the Marketplace. Understanding the types of issues the advisory groups will work on, as well as how the groups interact with the Board are top concerns. It is recommended that the current advisory groups be discontinued with the exception of the Outreach and Communications Advisory group.

The Committee discussed the recruitment process for the advisory groups. Points discussed include:

- The advisory groups should be open for all to join.
- Members of other focus groups can request consideration.
- Experience and expertise requirements to be discussed.
- Time commitment for members to be discussed.
- Finance and Operations Committee may be approached for guidance on the recruitment process.

#### *Action Item*

*Staff will bring a list of recruitment ideas back to the Policy Committee meeting on May 23<sup>rd</sup>.*

**b. Board Actions/Public Scrutiny Policy**

House Bill 16-1148 states that “The Board, with public input, shall set a policy that makes clear which actions by the Exchange require public scrutiny and shall make the policy available to the oversight committee. In determining which actions require public scrutiny, the Board shall consider the affects the Exchange’s actions have on consumers.”

The bill goes on to state, “prior to taking an action that requires public scrutiny, the Marketplace shall post notice of the planned action on the Exchange website at least three weeks prior to the date of the Board meeting at which the action will be discussed.”

The Committee discussed how to define actions that require public scrutiny

- Actions from the advisory groups would be subject to public scrutiny.
- Anything that reflects a change in direction or a process.

Additionally, situations that prohibit such notice were given, such as a 24 hour extension of open enrollment due to inclement weather.

*Action Item*

*Finalize HB-1148 implementation plans in the May Policy Committee meeting, and present them at the June Board meeting*

**V. Public Comment**

There was public comment

Meeting adjourned at 5:05 pm.

Respectfully submitted,

Adela Flores-Brennan  
Policy Committee Chair