

**Colorado Health Benefit Exchange**  
**August 22, 2011**  
**9:30 AM – 1:30 PM**  
**Mile High Room**  
**COPIC**  
**7351 E. Lowry Blvd.**  
**Denver, CO 80230**

**Agenda Item I: Call to order, Roll Call, Minutes, Welcome**

Board Chair called the meeting to order at 9:30 AM.

Board members present: Board Chair Gretchen Hammer, Richard Betts, Mike Fallon, Robert Ruiz-Moss, Steve ErkenBrack, Nathan Wilkes, Arnold Salazar, Eric Grossman, Jim Riesberg, Ken Lund, Susan Birch, and Beth Soberg

Exchange planning director Joan Henneberry, planning operations manager Shawn Raintree, board liaison Jessica Dunbar, and board consultants Bill Heck and Ted Willey were present.

Over 60 guests attended the board meeting, which was available telephonically.

**Vote:** Board Chair asked for confirmation of acceptance of the August, 11th, 2011 meeting minutes. The minutes should reflect that the board was reminded of the need to discuss potential conflicts of interest at each board meeting once we have a set policy and procedure. In addition, Eric Grossman expressed desire for more discussion themes from the presentation from Jon Kingsdale and Patrick Holland and comments discussed during last board meeting following this presentation to be reflected in the minutes. It was agreed this could be added as an addendum. The Board Chair moved to approve minutes with these two additions and the board accepted.

The Board Chair proposed the Board meet from 8:30-12pm every second and fourth Monday of the month starting in October. The Board agreed to keep this schedule through 2012.

Representative Bob Gardner, Vice-Chair of the Legislative Oversight Committee, spoke about his role on the legislative oversight committee, their charge and his desire for the Board to give the committee a timeline for the completion of their tasks as soon as possible. He believed the Federal regulations included too many restrictions and the legislative oversight committee should provide a formal comment on these restrictions. A number of Board members expressed strong desire to coordinate closely with the legislative oversight committee as it makes strategic decisions.

Board Chair asked each board member to briefly give an overview of their expertise and experience.

**Agenda Item II: Presentation on Open Meetings Requirements**

Board Chair gave briefing about her meeting with the Attorney General's office regarding their involvement with the Board and the need to pursue incorporation and filings.

**Vote:** Motion was made for board to work with the Attorney General's office to pursue incorporation and filings to meet statutory requirements and this was approved.

Claudia Brett Goldin, First Assistant Attorney General in the Business and Licensing Section, gave a presentation about open meetings requirements and shared a confidential memorandum on this topic with the Board and staff. All open meetings must:

- Be notified to the public in advance and materials should be posted in designated place or more than one place that is clear to public
- Be conducted in public
- Have publicly available minutes

Jim Riesberg asked if more than two board members are on a conference call discussing health reform business due to their involvement on other committees or boards, could these discussions fall under the open meetings requirements. Claudia responded that she would need to do more research into that scenario. Arnold Salazar asked a question about whether email exchange between Board members about Board business was subject to requirements. Claudia responded email communication was an unsettled area and it may be subject to open meeting requirements.

**Public Comment: N/A**

**Vote: N/A**

### **Agenda Item III: Strategic Decisions of the Exchange**

Joan Henneberry led a discussion with a powerpoint presentation (see materials on website). A narrative paper developed by Shawn Raintree about the business concept for the Exchange will be available following the meeting for the Board to review on the Colorado Health Institute website. The Board Chair thought discussion of the strategic decisions should be a standing item on the Board agenda. Strategic Decisions included:

- **Decision #1: Business model, operational plan and budget**
- **Decision #2: Systems Alignment**
- **Decision #3: SHOP Services and Functionality**  
Joan Henneberry encouraged Board to codify if they wanted one administrative structure with two business lines--one for the small business market and one for the individual market.
- **Decision #4: Plan Certification Criteria and process**

Joan Henneberry encouraged Board to make decisions about any items that may require new state legislation by late 2011 for the legislative oversight committee to review. Depending on the Board's decision in some areas, there may be a need to introduce legislation in the 2012 legislative session. The Board Chair offered up the idea to organize interim study sessions for Board members to think more deeply about strategic decisions in between scheduled Board meetings.

**Public Comment: N/A**

**Vote: N/A**

### **Agenda Item IV: Operations of the Exchange**

Technical Group Reports: Eligibility/Verification/Enrollment

Jim Jones led a discussion about the workgroup's progress to date (see materials on website). A paper about horizontal integration (i.e. how the Exchange plans to share information with other state agencies) will be posted on the Colorado Health Institute website following the Board meeting.

Several Board members expressed concern about small businesses paying too much for Exchange operations when they are already paying taxes to support other state agency operations. Eric Grossman added that premium collections are a very important area to consider and this should be added to the workgroup's list of discussion topics.

### **Public Comment**

Jennifer Politi representing the County Human Service Directors Association (CHSDA) testified to their support for building or enhancing an integrated system between the Exchange and other human service agencies to best serve low-income families. She gave a document to the Board that summarized the perspective of CHSDA and their concerns about some assumptions made in the White Paper on Horizontal Integration.

Representative Cheri Gerou, member of the Joint Budget Committee, encouraged Board to review lessons learned from building the Colorado Benefits Management System (CBMS) in Colorado. Due to the large sum of money invested in that system to date, she requested the Board strongly consider an integrated horizontal model for the Exchange that interfaces with existing systems.

Brittany Peterson from Covering Kids and Families asked the Board to define their vision for the Exchange more clearly and consult with program experts so that families can have a smooth transition between public and private systems while enrolled in the Exchange.

Gary Schneider, who is involved with exchange planning efforts in Kansas, reported Kansas is building an integrated system and Colorado could possibly benefit from their efforts and save money.

### **Agenda Item V: Discussion of Proposed Rules**

The Chair asked the Board if a subcommittee should be formed to review comments and further discuss proposed rules.

**Vote:** A motion was made to form a subcommittee to review the Federal rules and regulations. This subcommittee will develop a memo for the Board to review that frames comments and a coordinated response will be made with the legislative oversight committee and the Division of Insurance. Motion was approved.

**Public Comment:** N/A

### **Agenda Item VI: Presentation by Web Site Designer Stephanie Daszuta**

Stephanie presented three logos for the Board's input.

**Vote:** Motion was made to combine the colors and design from the first and third logos, share with the Chair, and she will give final approval. The Board approved this motion.

**Vote:** Motion was made to use getcoveredco.com as the Exchange URL and this was accepted.

## **Agenda Item VII: Preparation for Next Meeting**

The next meeting's agenda will include the following topics:

- Presentation from Cynthia Coffman, Chief Counsel to the Board from the AG's office
- Discussion of Business Model Paper
- Report from subcommittee on proposed rules and regulations
- Report from Level One grant subcommittee
- Presentation by Dr. Jon Gruber

Next meeting will be held on September 16<sup>th</sup>, 2011 from 9:30 a.m. to 1:30 a.m. at COPIC. 7351 E. Lowry Blvd, Denver, CO, 80230. Board and work group materials can be found at <http://www.coloradohealthinstitute.org/cohiex/board>.