

Final Rule: 2025 Payment Notice

Beth Deines & Molly McClurg



Notice of Benefit & Payment Parameters for 2025

- Context
 - Notice and Comment Rulemaking
 - Administrative Procedure Act
 - Final Rule
- Timeline
 - Publication Date: April 15, 2024
- Effective Date: Plan Year 2025

Final Rule: Implementation Required

- Failure-to-Reconcile (FTR) Verification
 - Prior rulemaking expanded the FTR timeframe to two consecutive years.
 - Requirement for Exchanges to review data sources on an *annual* basis to identify FTR issues and send customers reminder notices (with no resulting impact on financial help).
- Self-Attestation for Incarceration Verification
- Biannual Periodic Data Matching for Death

Final Rule: Implementation Assessment in Progress

- Special Enrollment Periods (SEPs)
 - Accelerated Effective Dates: Already complete in Colorado!
 - Permanent monthly SEP for households with income below 150% FPL
- Mandatory Re-Enrollment for all Catastrophic Plan Enrollees
- Network Adequacy: Mandatory time and distance requirements

Final Rule: No Impact

- “Floor Setting” and Codification of Exchange Requirements
 - Aligned Open Enrollment Period dates for all states (Nov 1 – Jan 15)
 - Exchange Call Center Standard codification
 - Graduated transition from FFM to SBE (one year as SBE-FP)
- Web-Brokers
 - Exchanges as sole eligibility determiners
 - Application of existing FFM web-broker standards to all states
 - All FFM changes must be replicated within a fixed timeframe

- **Timeline**
 - Comment Period ended Jan. 8, 2024
 - Staggered Effective Dates
- **Implementation Planning**
 - Division of Insurance
 - Board Advisory Group
 - Internal Teams

Questions