

**Kansas Insurance Department
Health Benefit Exchange
Governance/Legal/Legislative Workgroup**

Requested By: Insurance Commissioner Sandy Praeger

Date: March 2011

Team Purpose

Make recommendations to the Health Benefit Exchange Steering Committee related to the planning and development of a Kansas Health Benefits Insurance Exchange. Specifically this workgroup will be responsible for the issues related to governance, legal and legislative issues.

Guiding Principles

Each workgroup will be guided by the following principles:

- Working for the best possible outcomes for Kansas consumers, Kansas agents and Kansas companies
- Balancing administrative simplicity, efficiency and effectiveness
- Continuity of care
- Providing user-friendly access to all eligible Kansans and Kansas-based businesses that desire access
- Leveraging and integrating with the K-MED system

Boundaries/Expectations

- Participants come to the table ready to share their knowledge and perspectives and be open to learning from others in order to achieve the best possible recommendations
- Work from shared data and information which may require effort between meetings
- Present recommendations to the Steering Committee using the format provided
- Strive to reach consensus if possible; when not possible, fairly present majority and minority perspectives

Policy Framework

- For now, small employer will be defined as those with 50 or fewer employees
- The four factors (geography, age, smoking and family status) to set premium rates have already been defined
- Regulation and approval of plans and rates remains with the Kansas Insurance Department
- The NAIC is working on a standard application form and the format for presentation of plans
- Subsidies are available only through the Exchange
- Plans must disclose:
 - Claims payment policies and practices
 - Period financial information
 - Data on enrollment/disenrollment
 - Number of claims denied
 - Rating practices
 - Cost-sharing and payments for out-of-network coverage
 - Enrollee rights under PPACA
 - Other information required by HHS Secretary
- Navigators may be
 - Trade, industry, professional associations
 - Ranching and farming organizations
 - Community and consumer-focused non-profits
 - Chambers of commerce

