



State of Vermont  
Agency of Human Services  
280 State Drive  
Waterbury, VT 05671-1000

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# Global Commitment Register

September 29, 2016

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GCR 16-061  
FINAL PROPOSED

## **Standards for Issuers Participating in the Vermont Health Benefit Exchange**

### **Policy Summary:**

The Agency of Human Services (AHS) has filed a final proposed rule with the Office of the Secretary of State (SOS) which sets forth the process and criteria necessary to certify and decertify a Qualified Health Plan (QHP) or Stand-Alone Dental Plan (SADP) on the Vermont Health Benefit Exchange (VHBE). The proposed rule details Issuer responsibilities to assist VHBE in areas including: customer service, materials and marketing, enrollment and eligibility, and premium payment. Some of these requirements are necessary for reporting to the federal government. Additionally, the proposed rule outlines requirements for consumer direct enrollment in QHPs offered outside the VHBE. Finally, the rule provides for due process for actions taken against Issuers by the VHBE.

The final proposed rules are expected to be presented to the Legislative Committee on Administrative Rules (LCAR) for review and approval on October 20, 2016 at 10:00am.

The Secretary of State proposed rulemaking website and other additional information, including a link to the final proposed rule, can be found below.

### **Effective Date:**

The final proposed rules will be effective after receiving LCAR approval and upon submitting the adopted rule with SOS.

### **Authority/Legal Basis:**

3 V.S.A. §§ 801(b) (11)

33 V.S.A. §§ 1805, 1806, 1810 and 1811

Act No. 54 of 2015 with amendments to 33 V.S.A. §§ 1803(b)(4) and 1811(b)

### **Population Affected:**

QHP (with and without financial assistance) and SADP applicants and enrollees.

**Fiscal Impact:**

Because the rule largely codifies existing certification and related administrative processes, the economic impact on existing qualified health plan issuers is expected to be minimal.

**Public Comment Period:**

The public comment period ended on August 5, 2016.

A public hearing was held on July 29, 2016.

Comments received, responses, and a summary of changes are [available here](#).

**Additional information:**

This proposed rule is posted on the DVHA website under Final Proposed Rule Changes and can be viewed electronically at: <http://dvha.vermont.gov/budget-legislative/final-proposed-rule-changes>.

The Legislative Committee on Administrative Rules website is available here: <http://legislature.vermont.gov/committee/detail/2016/39>.

The SOS proposed rulemaking website can be viewed electronically at: <https://secure.vermont.gov/SOS/rules/>.

To get more information about the rulemaking process, see the website of the Office of the Secretary of State at <https://www.sec.state.vt.us/administrative-rules.aspx>.