

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
Center for Consumer Information & Insurance Oversight
200 Independence Avenue SW
Washington, DC 20201



May 3, 2022

VIA ELECTRONIC MAIL: michael.conway@state.co.us

Michael Conway
Commissioner of Insurance
Colorado Division of Insurance
1560 Broadway, Suite 850
Denver, CO 80202

Dear Commissioner Conway:

On July 31, 2019, the Department of Health & Human Services and the Department of the Treasury approved Colorado's State Innovation Waiver under Section 1332 of the Patient Protection and Affordable Care Act (ACA). Colorado's approved application waives the ACA's requirement for the single risk pool to the extent necessary to implement a state reinsurance program called the Colorado Reinsurance Program for plan years 2020 through 2021. More recently, on August 13, 2021, the Departments approved Colorado's request to extend its section 1332 reinsurance waiver program through 2026.

It is the Department of the Treasury's final administrative determination that Colorado's pass-through funding amount for calendar year 2022 is \$196,705,975, which must be used for purposes of implementing Colorado's State Innovation Waiver. This amount reflects changes in Colorado state law or regulation that impact the waiver, such as the state's offer of an enhanced cost-sharing reduction to eligible consumers, as well as an Easy Enrollment program.

We look forward to continuing to work with you and your staff. If you have any questions regarding program matters or official correspondence concerning the waiver, please contact Lina Rashid at Lina.Rashid@cms.hhs.gov or stateinnovationwaivers@cms.hhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Ellen Montz", with a stylized flourish at the end.

Ellen Montz, Ph.D.
Director, Center for Consumer Information & Insurance Oversight
Deputy Administrator, Centers for Medicare & Medicaid Services

Cc:

Lily Batchelder, Assistant Secretary for Tax Policy, U.S. Department of the Treasury
The Honorable Jared Polis, Governor, State of Colorado
Kate Harris, Chief Deputy Commissioner, Colorado Division of Insurance
Laura Mortimer, Reinsurance Program Director, Colorado Division of Insurance

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
Center for Consumer Information & Insurance Oversight
200 Independence Avenue SW
Washington, DC 20201



April 19, 2022

VIA ELECTRONIC MAIL: michael.conway@state.co.us

Michael Conway
Commissioner of Insurance
Colorado Division of Insurance
1560 Broadway, Suite 850
Denver, CO 80202

Dear Commissioner Conway:

On July 31, 2019, the Department of Health & Human Services and the Department of the Treasury approved Colorado's State Innovation Waiver under Section 1332 of the Patient Protection and Affordable Care Act (ACA). Colorado's approved application waives the ACA's requirement for the single risk pool to the extent necessary to implement a state reinsurance program called the Colorado Reinsurance Program for plan years 2020 through 2021. More recently, on August 13, 2021, the Departments approved Colorado's request to extend its section 1332 reinsurance waiver program through 2026.

This letter is to notify you that, in part due to the American Rescue Plan Act of 2021, the pass-through funding associated with this waiver for calendar year 2022 is estimated to be \$196,705,975, which must be used for purposes of implementing Colorado's State Innovation Waiver. This amount reflects changes in Colorado state law or regulation that impact the waiver, such as the state's offer of an enhanced cost-sharing reduction to eligible consumers, as well as an Easy Enrollment program. This amount will be subject to a final administrative determination by the Department of the Treasury prior to payment.

We look forward to continuing to work with you and your staff. If you have any questions regarding program matters or official correspondence concerning the waiver, please contact Lina Rashid at Lina.Rashid@cms.hhs.gov or stateinnovationwaivers@cms.hhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Ellen Montz", is located below the "Sincerely," text.

Ellen Montz, Ph.D.
Director, Center for Consumer Information & Insurance Oversight
Deputy Administrator, Centers for Medicare & Medicaid Services

Cc:

Lily Batchelder, Assistant Secretary for Tax Policy, U.S. Department of the Treasury
The Honorable Jared Polis, Governor, State of Colorado
Kate Harris, Chief Deputy Commissioner, Colorado Division of Insurance
Laura Mortimer, Reinsurance Program Director, Colorado Division of Insurance