

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



August 30, 2023

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 June 23, 2022, the Department of Health & Human Services and the Department of the Treasury approved Colorado's application for an amendment of its State Innovation Waiver under Section 1332 of the Patient Protection and Affordable Care Act (ACA). Colorado's approved waiver amendment application waives the ACA's requirement for the single risk pool to the extent necessary to continue to implement a state reinsurance program in the individual market called the Colorado Reinsurance Program, and to allow for the full implementation of the Colorado Option in the individual and small group markets for plan years 2023 through 2027.

It is the Department of the Treasury's final administrative determination that Colorado's pass-through funding amount for calendar year 2023 is \$245,012,430, which must be used for purposes of implementing Colorado's State Innovation Waiver. This amount also reflects the waiver's impact on Colorado's offer of an enhanced cost-sharing reduction to eligible consumers.¹

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

¹ Health Insurance Affordability Act. Available at: https://leg.colorado.gov/sites/default/files/2020a_215_signed.pdf

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
Kyla Hoskins, Colorado Option Director, Colorado Division of Insurance
Laura Mortimer, Reinsurance Program Director, Colorado Division of Insurance