



TOPIC: **File CMS-9954-P: Patient Protection and Affordable Care Act; HHS Notice of Benefit and Payment Parameters for 2015; Proposed Rule**

EXECUTIVE SUMMARY: ON DECEMBER 2, 2013 THE DEPARTMENT OF HEALTH AND HUMAN SERVICES ISSUED PROPOSED REGULATIONS REGARDING THE POSSIBLE EXCLUSION OF CERTAIN SELF-FUNDED, SELF-ADMINISTERED PLANS FROM THE TEMPORARY REINSURANCE TAX PROVISIONS OF THE ACA. UNFORTUNATELY, THE CONDITIONS UNDER WHICH SUCH EXCLUSIONS MAY BE GRANTED ARE SUFFICIENTLY NARROWLY CONSTRUCTED TO POTENTIALLY EXCLUDE ALMOST ALL MULTIEMPLOYER PLANS. THE PROPOSED DRAFT COMMENTS ARE SHARED TO REQUEST MEMBER INPUT AND TO STIMULATE INTEREST IN FILING SUPPLEMENTAL OR ADDITIONAL COMMENTS WITH THE GOVERNMENT WITH RESPECT TO THE PROPOSED RULE AND ITS IMPACT AS PROPOSED ON MULTIEMPLOYER PLANS.

DRAFT NCCMP COMMENTS

THE DEADLINE FOR SUBMISSION OF COMMENTS IS DECEMBER 26, 2013. IN ANTICIPATION WE PLAN TO HOLD A CONFERENCE CALL AT 1:30 PM EASTERN TIME ON MONDAY, DECEMBER 16, TO DISCUSS WAYS TO ENHANCE THE PROPOSED DRAFT COMMENTS AND WAYS IN WHICH OTHERS PLAN TO RESPOND.

CALL IN: (877)229-9594 ACCESS CODE: 2027564644#

PURPOSE: INFORMATIONAL

CATEGORY: HEALTH AND WELFARE

ISSUER: DEPARTMENT OF HEALTH AND HUMAN SERVICES

TARGET AUDIENCE: MULTIEMPLOYER HEALTH AND WELFARE TRUSTEES AND PROFESSIONAL ADVISORS, COALITION STAFF AND OTHERS

INPUT REQUESTED: INPUT ON DRAFT COMMENTS REGARDING THE ABOVE PROPOSED RULE

OFFICIAL COMMENT PERIOD ENDS: DECEMBER 26, 2013

NCCMP DEADLINE: COB DECEMBER 20, 2013

FORWARD COMMENTS TO: Multi-Elert@nccmp.org

REFERENCE: VOL. XIII, ISSUE 5

FOR ADDITIONAL
BACKGROUND SEE:

File CMS-9954-P; Patient Protection and Affordable Care Act;
HHS Notice of Benefit and Payment Parameters for 2015

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We strive to ensure that the information contained in this and every issue of Multi-Elert is correct to the extent information is available. Nevertheless, the NCCMP does not offer legal advice. Plan fiduciaries should rely on their own attorneys and other professional advisors for advice on the meaning and application of any Federal laws or regulations to their plans.

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If you have questions about the NCCMP, or about this or other issues of Multi-Elert, please contact the NCCMP, by phone at (202) 737-5315 or by e-mail at nccmp@nccmp.org.
