

FINAL
MINUTES OF THE MEETING OF THE
NEW JERSEY INDIVIDUAL HEALTH COVERAGE PROGRAM BOARD
HELD TELEPHONICALLY PURSUANT TO EXECUTIVE ORDER 103 (MURPHY)
April 9, 2024

Directors participating: Sandi Kelly (Horizon); Robert Morrow (Oxford); Colleen Picklo; Tom Pownall (Aetna); Adam Young (AmeriHealth), Phil Gennace (DOBI)

Others participating: Eleanor Heck, Deputy Attorney General, Christy Brewer (Horizon), Julie Bograd (AmeriHealth)

I. Call to Order

S. Kelly called the meeting of the IHC Board to order at 10:02 A.M. She announced that notice of the meeting had been posted at the Department of Banking and Insurance (“DOBI”), on the DOBI website, at the Office of the Secretary of State, submitted to the State House Press Corps, and published in two newspapers of general circulation in accordance with the Open Public Meetings Act.

S. Kelly stated that the means by which the public could attend the meeting telephonically was posted on the Board’s website and issued electronically to all known interested parties.

S. Kelly determined a quorum was present. She stated that voting would be by roll call.

Members of the public were asked to identify themselves; public attendees, if any, are identified at the end of these minutes.

II. Minutes – March 12, 2024

C. Picklo made a motion, seconded by A. Young to approve the March 12, 2024 meeting minutes. By roll call vote, the motion unanimously carried.

III. Expenses

The expense report included charges for public notices and legal fees for the DAG. S. Kelly explained that there was a revised bill for legal services for second quarter fiscal year 2024, but she had not yet received clarification on clerical services. S. Kelly recommended the Board vote on the original bill and any additional amounts owed can be addressed with the next quarterly bill.

S. Kelly made a motion, seconded by T. Pownall to approve the expense report totaling \$7,376.80. By roll call vote, the motion unanimously carried.

IV. Reinsurance Parameters

P. Gennace indicated that based on feedback from the actuaries, continuing with the 2024 payment parameters in 2025 would yield the same desired rate impact of a 15% reduction. DOBI supports using the following 2024 payment parameters in 2025:

- Attachment point \$35,000
- Coinsurance Percent 50%
- Reinsurance Cap \$270,000

A. Young made a motion, seconded by R. Morrow to approve the 2025 payment parameters as noted above. By roll call vote, the motion unanimously carried.

V. Good Faith Marketing

S. Kelly advised that small employer carriers had been required to sell plans in the individual market as a condition of selling small employer plans, and carriers had to submit a good faith marketing report to the Individual Health Coverage Program (IHC) Board showing they marketed individual plans in good faith. With a recent change in the small employer law, small employer carriers are no longer required to sell individual plans. P. Gennace noted that since the good faith marketing report requirement is still part of the state's regulations, carriers should continue to file the report with the IHC Board for calendar year 2023. The report should be submitted to P. Gennace and DOBI will review and make recommendations to the IHC Board.

P. Gennace noted that most of the regulatory changes will impact the Small Employer Health Coverage (SEH) Board and DOBI will take the lead on drafting changes for both IHC and SEH Board regulations. R. Morrow suggested changes are also needed to IHC regulations 11:20-18.7 with regard to removing the 5 year ban after a market withdrawal.

VI. Ethics Update

P. Gennace indicated that the DOBI is working on a policy on recusals and until it is issued, Board members should continue with the status quo. The guidance will address whether recusals need to be in writing. S. Kelly reminded Board members of their obligation to file a financial disclosure statement with the Ethics Office by the deadline of May 15, 2024.

VII. Other Discussion

- Armonie Pierre-Jacques from the New Jersey Health Care Quality Institute asked when individual enrollment information would be posted on DOBI's website. P. Gennace responded that DOBI is working through the process and enrollment would be posted in the coming months.
- P. Gennace indicated that the QHP instructions were still on target for April.

VIII. Close of Meeting

C. Picklo made a motion, seconded by T. Pownall to adjourn the meeting. By roll call vote, the motion unanimously carried.

[The meeting ended at 10:21 A.M.]

Identified Public Attendees:

- Armonie Pierre-Jacques, New Jersey Health Care Quality Institute