
SENATE FLOOR AMENDMENTS

2018 Regular Session

Amendments proposed by Senator Morrish to Re-Reengrossed House Bill No. 472 by Representative Thibaut

1 AMENDMENT NO. 1

2 On page 10, between lines 17 and 18, insert

3 "H. The fee assessment authorized in this Chapter may only be promulgated
4 by the commissioner for the 2019 and 2020 plan years. For plan years commencing
5 after the 2020 plan year, no fee assessment shall be authorized unless subsequently
6 authorized by legislative enactment.

7 I. No fee assessment shall be collected by the association unless the
8 commissioner has, after actuarial review, determined that the rates for the applicable
9 plan year for marketplace products in the individual market constitute a market-wide
10 average reduction of at least ten percent for such products by insurer relative to the
11 baseline rates assumed by the commission for the applicable plan year and approved
12 by the U.S. Treasury, and has certified such determination in a report to the
13 legislature. If the commissioner determines that the required average rate reduction
14 has not been met, he shall certify that in a report to the legislature, and the
15 association shall be prohibited from collecting the fee assessment for the applicable
16 plan year. Pursuant to the commissioner's rate review authority under Subpart D of
17 Part III of Chapter 4 of this Title, the commissioner may require health insurance
18 issuers and health maintenance organizations to file multiple rate filings or actuarial
19 justifications to determine compliance with this Section."