



November 30, 2022

### **Report From Agency**

Report on Section Ins 9.08, Wis. Adm. Code, relating to financial and other reporting requirement modifications for health maintenance organizations.

**Clearinghouse Rule No. 22-070**  
Submitted Under s. 227.19 (3), Stats.

(The proposed rule-making order is attached.)

**(a) A detailed statement of basis for the proposed rule and how the rule advances relevant statutory goals or purposes:**

The proposed rule will eliminate certain filing requirements for health maintenance organization (HMO) insurers that write 100% of their business to Medicare or Medicaid recipients (or a combination of the two). The proposed rule will also update Ins. 9.08 to reflect that limited service health organizations (LSHO) insurers should file the current health annual statement blank for their annual statements to the office, as opposed to a separate LSHO blank. These proposed changes will ensure that the office continues to receive the appropriate data from these insurers while eliminating unnecessary filing requirements.

**(b) Summary of the public comments and the agency's responses to those comments:**

**Comment:** By letter submitted in the EIA phase, the Alliance of Health Insurers commented that the proposed changes would have positive economic effects by slightly reducing the financial burden on affected HMOs.

**Response:** The office agrees that the proposed changes will slightly reduce the financial burden on affected HMOs.

**(c) An explanation of any modifications made in proposed rule as a result of public comments or testimony received at a public hearing:**

None

**(d) Persons who appeared or registered regarding the proposed rule:**

**Appearances for:**

None

**Appearances against:**

None

**Appearances for information:**

None

**Registrations for:**

None

**Registrations against:**

None

**Registrations neither for nor against:**

1. Julie Walsh, Elevance Health (Anthem Blue Cross Blue Shield of Wisconsin)
2. Melissa Duffy, Common Ground Healthcare Cooperative
3. Joanne Alig, Wisconsin Hospital Association
4. Ann Gryphan, Government Policy Solutions
5. Jonathan Moody, Quartz Health Solutions
6. Kelsey Avery, Wisconsin Association of Health Plans
7. Laura Caballero, Care Plus Central Plans
8. Jill Mitchell, Medical Associates Health Plan

**Letters received:**

As stated above, the Alliance of Health Insurers submitted a letter in the EIA phase. The office has not received any other letters.

**(e) An explanation of any changes made to the plain language analysis of the rule under s. 227.14 (2), Stats., or to any fiscal estimate prepared under s. 227.14 (4), Stats.**

None

**(f) The response to the Legislative Council staff recommendations indicating acceptance of the recommendations and a specific reason for rejecting any recommendation:**

All comments were complied with and corrected.

**(g) The response to the report prepared by the small business regulatory review board:**

The small business regulatory review board did not prepare a report.

**(h) Final Regulatory Flexibility Analysis**

A Final Regulatory Flexibility Analysis is Not Required because the rule will not have a significant economic impact on a substantial number of small businesses.

**(i) Fiscal Effect**

See fiscal estimate attached to proposed rule.

Attachment: Legislative Council Staff Recommendations