

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

11. Identify the local governmental units that participated in the development of this EIA.
None

12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

There are no costs expected to be incurred by businesses, public utilities, or local units of government as the rule pertains to individual health insurance coverage. The statute and rule will continue to lower costs for insurers offering individual health insurance and for individuals purchasing health insurance coverage either through the federal exchange or the individual marketplace. There may be a benefit to the State's economy when consumers are able to better afford health insurance through fewer lost work hours and the potential for individuals to have increased discretionary spending capabilities.

13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

The statute and emergency rule are credited for increased stability in the individual market, reducing premiums costs and attracting insurers to return to the individual marketplace both on and off the federal exchange. The proposed permanent rule mirrors the emergency rule with a few requested clarifications and is anticipated to continue positively impacting the individual marketplace in Wisconsin. The statute, proposed permanent rule and 1332 waiver, access federal funds that previously were available to insurers providing coverage through the federal exchange. They also allow the State to establish parameters for high-cost claims to be partially reimbursed by the WIHSP, which is funded primarily with federal funds and backed up by State general purpose funds through a sum-sufficient appropriation. The alternative occurred prior to Wisconsin being granted the 1332 waiver, uncompensated, high costs born by insurers that were part of a state and a national upward trend in premium costs. This upward trend was making the cost of health insurance unaffordable particularly for those without access to cost sharing reductions or advanced premium tax credits due to their income level and required selection of a federal exchange insurance plan.

14. Long Range Implications of Implementing the Rule

The statute contemplates the WIHSP to be in place for five years through a waiver with the federal government. The goal is to provide affordable access to comprehensive individual health insurance, increase stability in the individual health insurance market, and increase consumer options within the individual market. Assuming continued funding under the waiver, the proposed rule complies with the statutory requirement to maximize federal funding that will minimize the portion of funds needed from the state GPR fund.

15. Compare With Approaches Being Used by Federal Government

The proposed rule utilizes the federal reporting format, the EDGE server, that previously provided reinsurance for eligible claims. The waiver Wisconsin received provides continued reinsurance with a majority of funds provided by the federal government since the federal government no longer provides reinsurance to federal exchange participating insurers. Additionally, the WIHSP extends reinsurance not only to those insurers participating on the federal exchange, but also to eligible insurers offering compliant individual insurance products off the exchange.

16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Wisconsin's Healthcare Stability Plan is modeled after the Minnesota Premium Security Plan. Illinois, Iowa, and Michigan do not have a similar approach.

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ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
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