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The State of New Hampshire
Insurance Department

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Concord, NH 03301
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TDD Access: Relay NH 1-800-785-2964

Christopher R. Nicolopoulos
Commissioner

David J. Bettencourt
Deputy Commissioner

January 27, 2022

The Honorable Karen Umberger, Chairman
Fiscal Committee of the General Court
State House
Concord, NH 03301

His Excellency, Governor Christopher T. Sununu
And the Honorable Executive Council
State House
Concord, NH 03301

Requested Action

1. Pursuant to RSA 14:30-a, VI, authorize the Insurance Department to accept and expend federal grant funds in the amount of \$675,466.00 for FY2022 from the U.S. Department of Health and Human Services ("USDHHS") to support the Insurance Department's oversight of the safety and competitiveness of the Individual and Small Group health insurance markets in New Hampshire, effective upon Fiscal Committee and Governor and Council approval through June 30, 2023. **100% Federal Funds.**
2. Pursuant to RSA 124:15, authorize the Insurance Department to establish a Class 046 (Consultants) to enter into contracts for consulting services with various vendors in Account Number 02-24-24-241010-XXXX0000 for the period of Fiscal Committee and Governor and Council approval through June 30, 2023. **100% Federal Funds.**

Funds will be budgeted as set forth in the table below.

FY 2022 State Flexibility – Cycle II Grant
02-24-24-241010-XXXX0000

Expense Class	Description	Current Budget	Budget Adjustments	Adjusted Budget
041 - 500801	Audit Fund Set Aside	\$0	\$676	\$676
046 - 500464	Consultants	\$0	\$674,790	\$674,790
Total Expenses		\$0	\$675,466	\$675,466
Revenue Class				

000 – 400338	Federal Funds	\$0	\$675,466	\$675,466
Total Revenue		\$0	\$675,466	\$675,466

Explanation

The New Hampshire Insurance Department has received a federal grant for the purpose of enhancing the State's ability to effectively stabilize the Individual and Small Group health insurance markets under Part A of Title XXVII of the Public Health Service Act. The purpose of the grant program is to help States expand their review of health insurance issuers' compliance with Guaranteed Availability and Renewability of Coverage and Non-Discrimination regulations. The Department will use the funds to perform a market scan and actuarial or economic analysis to assess: 1) barriers to comprehensive, affordable, and renewable coverage, particularly in the small group and individual markets; 2) what potential measures could be taken to reduce barriers; 3) viability of alternative health coverage options; and 4) the integrity of insurance market data fields in the New Hampshire Comprehensive Healthcare Information System ("NHCHIS"). In addition, the Department will work towards ensuring that health insurance issuers do not include discriminatory benefit designs that discourage people with potentially high-cost medical conditions from enrolling in those plans. To do so, the Department will review cost-effectiveness, costs associated with existing health insurance mandates, and improving standard operating procedures and/or tools that enable the Department to review plans to identify discriminatory benefit designs.

We are requesting acceptance of this grant in the amount of \$675,466 to allow for the continuation of the State's efforts to effectively regulate and stabilize the Individual and Small Group health insurance markets during FY2022.

The following appropriate authority is being requested for Fiscal Year 2022:

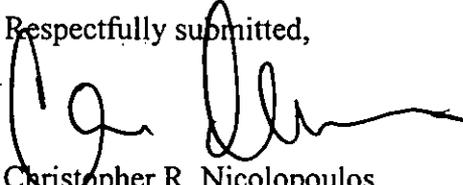
1. Class 041 – Audit Set Aside – FY22 - \$ 676. These funds are required in order to meet audit costs associated with the grant program.
2. Class 046 – Consultants – FY22 - \$ 674,790. These funds are required (1) to review health insurance issuers' compliance with Guaranteed Availability and Renewability of Coverage regulations and (2) to ensure health insurance issuers do not include discriminatory benefit designs that discourage people with potentially high-cost medical conditions from enrolling in those plans.

The following information is provided in accordance with the Comptroller's instructional memorandum dated September 21, 1981:

1. List of personnel involved?: No new state personnel is required. The work will be completed by consultants.

2. Nature, Need, and Duration?: NHID has the authority and responsibility to enforce federal and state laws related to guaranteed issue, non-discrimination, and other health insurance-related requirements. When states fail to do so, consumers may be harmed, possibly resulting in increased federal involvement with state insurance regulation. NHID will use these funds to ensure compliance, improve consumer access, and collect information for policymakers. The grant award extends through September 14, 2023, unless NHID requests and is granted an extension by USDHHS.
3. Relationship to existing agency program?: The funds from this federal grant will be used for the purpose of enhancing the State's ability to effectively stabilize the Individual and Small Group health insurance markets, and to ensure that health insurance issuers do not include discriminatory benefit designs.
4. Has a similar program been requested of the legislature and denied?: The nature of the work to be completed under the grant has never been requested and denied by the General Court.
5. Why wasn't funding included in the agency's budget request?: The FY 22-FY23 Biennium budget process was completed before the grant was awarded.
6. Can portions of the grant funds be utilized?: One hundred percent federal grant funds can be used to fund all program costs associated with this request.
7. Estimate the funds required to continue this position(s)?: The Department does not plan to continue using the consultants past the end of the grant.

In the event that federal funds become no longer available, General Funds will not be requested to support this program. Thank you for your consideration.

Respectfully submitted,

Christopher R. Nicolopoulos

Enclosure

Fiscal Situation

U.S. Department of Health and Human Services Appropriation	\$ 675,466.00
FY2022 Request Appropriation	<u>\$ 675,466.00</u>
Total Appropriations	<u>\$ 675,466.00</u>



Recipient Information

1. Recipient Name
Insurance Department, New Hampshire
21 S Fruit St Ste 14
Concord, NH 03301-2428

2. Congressional District of Recipient
02

3. Payment System Identifier (ID)
1026000618M1

4. Employer Identification Number (EIN)
026000618

5. Data Universal Numbering System (DUNS)
808591051

6. Recipient's Unique Entity Identifier

7. Project Director or Principal Investigator
Ms. Maureen Mustard
Director of Healthcare Analytics
maureen.a.mustard@ins.nh.gov
6037156702

8. Authorized Official
Ms. Maureen Mustard
Director of Healthcare Analytics
maureen.a.mustard@ins.nh.gov
6037156702

Federal Agency Information
Office of Acquisitions and Grants Management

9. Awarding Agency Contact Information
Ms. Iris Grady
Grants Management Specialist
iris.grady@cms.hhs.gov
301-492-4321

10. Program Official Contact Information
James Taing
James.Taing@Cms.Hhs.Gov
None

Federal Award Information

11. Award Number
PRPPR210177-01-00

12. Unique Federal Award Identification Number (FAIN)
PRPPR210177

13. Statutory Authority
Section 2794 of the Public Health Service Act (Section 1003 of the Affordable Care Act)

14. Federal Award Project Title
The State Flexibility to Stabilize the Market Cycle II Grant Program

15. Assistance Listing Number
93.413

16. Assistance Listing Program Title
The State Flexibility to Stabilize the Market Grant Program

17. Award Action Type
New

18. Is the Award R&D?
No

Summary Federal Award Financial Information

19. Budget Period Start Date	09/15/2021	- End Date	09/14/2023
20. Total Amount of Federal Funds Obligated by this Action			\$675,466.00
20a. Direct Cost Amount			\$675,466.00
20b. Indirect Cost Amount			\$0.00
21. Authorized Carryover			\$0.00
22. Offset			\$0.00
23. Total Amount of Federal Funds Obligated this budget period			\$0.00
24. Total Approved Cost Sharing or Matching, where applicable			\$0.00
25. Total Federal and Non-Federal Approved this Budget Period			\$675,466.00
26. Project Period Start Date	09/15/2021	- End Date	09/14/2023
27. Total Amount of the Federal Award including Approved Cost Sharing or Matching this Project Period			Not Available

28. Authorized Treatment of Program Income
ADDITIONAL COSTS

29. Grants Management Officer - Signature
Chris Clark

30. Remarks

Is have been authorized in accordance with the final negotiated budget dated February 25, 2021.

Please see the attached Recipient Specific, Program, and Standard Terms and Condition.



Department of Health and Human Services

Centers for Medicare & Medicaid Services

Notice of Award

Award# PRPPR210177-01-00

FAIN# PRPPR210177

Federal Award Date: 09/15/2021

Recipient Information	
Recipient Name	
Insurance Department, New Hampshire 21 S Fruit St Ste 14 Concord, NH 03301-2428	
Congressional District of Recipient	
02	
Payment Account Number and Type	
1026000618M1	
Employer Identification Number (EIN) Data	
026000618	
Universal Numbering System (DUNS)	
808591051	
Recipient's Unique Entity Identifier	
Not Available	
31. Assistance Type	
Insurance	
1. Type of Award	
Other	

33. Approved Budget (Excludes Direct Assistance)	
I. Financial Assistance from the Federal Awarding Agency Only	
II. Total project costs including grant funds and all other financial participation	
a. Salaries and Wages	\$0.00
b. Fringe Benefits	\$0.00
c. Total Personnel Costs	\$0.00
d. Equipment	\$0.00
e. Supplies	\$0.00
f. Travel	\$0.00
g. Construction	\$0.00
h. Other	\$3,066.00
i. Contractual	\$672,400.00
j. TOTAL DIRECT COSTS	\$675,466.00
k. INDIRECT COSTS	\$0.00
l. TOTAL APPROVED BUDGET	\$675,466.00
m. Federal Share	\$675,466.00
n. Non-Federal Share	\$0.00

34. Accounting Classification Codes					
FY-ACCOUNT NO.	DOCUMENT NO.	ADMINISTRATIVE CODE	OBJECT CLASS	AMT ACTION FINANCIAL ASSISTANCE	APPROPRIATION
1-5991262	PRPPR0177A	IPR	4158	\$675,466.00	75-75-X-0112.005