

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
Center for Consumer Information and Insurance Oversight
200 Independence Avenue SW
Washington, DC 20201



June 5, 2019

VIA ELECTRONIC MAIL: michael.conway@state.co.us

Michael Conway
Commissioner of Insurance
Colorado Division of Insurance
1560 Broadway, Suite 850
Denver, CO 80202


Dear Commissioner Conway:

Thank you for your submission on May 20, 2019 of Colorado's application for a State Innovation Waiver under section 1332 of the Patient Protection and Affordable Care Act (PPACA). Colorado seeks to waive certain PPACA requirements and implement a state reinsurance program for plan year 2020 and 2021. The Department of Health and Human Services and the Department of the Treasury (collectively, the Departments) have completed a preliminary review of the application in accordance with 45 CFR 155.1308(c) and 31 CFR 33.108(c), and we have made a preliminary determination that Colorado's application is complete.

Pursuant to 45 CFR 155.1308(d) and 31 CFR 33.108(d), the date of this letter marks the beginning of the Federal public notice process and 180-day Federal decision-making period. Public comments on Colorado's application will be accepted by the Departments from June 5, 2019 through July 5, 2019, and more information about the Federal public notice process and section 1332 waivers generally can be found on the CCIIO website.¹ The decision of the Departments regarding approval or denial of Colorado's application will be issued within 180 days of this preliminary determination of completeness in accordance with 45 CFR 155.1316(c), 31 CFR 33.116(c), and other applicable regulations.

We look forward to working with you on your application and will be in touch if we need additional information. Please do not hesitate to contact us if you have any questions.

Sincerely,


Randy Pate

Director, Center for Consumer Information & Insurance Oversight
Deputy Administrator, Centers for Medicare & Medicaid Services

Cc: David Kautter, Assistant Secretary for Tax Policy, U.S. Department of the Treasury
Jared Polis, Governor, State of Colorado

¹ https://www.cms.gov/CCIIO/Programs-and-Initiatives/State-Innovation-Waivers/Section_1332_state_Innovation_Waivers-.html