

State	Summary of Progress
Alabama (R)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 (HB401) <ul style="list-style-type: none"> ▪ While Alabama HB401 is still pending in the legislature, Governor Bentley signed an executive Order on June 2, 2011 creating the Alabama Health Insurance Exchange Study Commission • Governance Model in State Exchange Legislation <ul style="list-style-type: none"> ○ Administratively housed in or supervised by a state agency. • Conflict of Interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Requires insurers and brokers to serve on the Exchange Board
Alaska (R)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ Alaska SB70 did not pass either chamber before the legislative special session ended on May 14, 2011. • Governance Model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Administratively housed in or supervised by a state agency • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Requires insurers but not brokers to serve on the Exchange Board
Arizona	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ Arizona SB1524 and HB2666 were not passed by the close of the 2011 legislative session. • Governance Model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing ▪ Administratively housed in or supervised by a state agency • Conflict of interest on Exchange Governing Boards

	<ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (SB1524) ○ Requires insurers and brokers to serve on the Exchange Board (HB2666)
<p>Arkansas (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ Arkansas HB2138 was withdrawn by the author March 31, 2011, but recommended for interim study by the legislature. • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Only indicated intent to create an exchange <ul style="list-style-type: none"> ▪ Failed (SB880, SB904, HB2104) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
<p>California (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted (SB90 and AB1602) <ul style="list-style-type: none"> ▪ California Exchange legislation included two complimentary bills, which were passed during the 2010 legislative session and signed by the governor on September 30, 2010. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board

<p>Colorado (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted <ul style="list-style-type: none"> ▪ SB11-200 was signed into law by the Governor on June 1, 2011 • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
<p>Connecticut (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending <ul style="list-style-type: none"> ▪ Connecticut SB921, which was amended to reflect agreement between the authors of SB921, SB1204, and HB6323, passed the Senate on May 31, 2011 and the House on June 4, 2011; it currently awaits the Governor’s signature • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (SB1204, HB6323, SB921) <ul style="list-style-type: none"> ▪ SB921 originally included an insurer, but not an agent/broker, on the governing board. However, subsequent amendments added language prohibiting insurers, brokers, and other conflicted parties from board services.
<p>Delaware (D)</p>	<ul style="list-style-type: none"> • No legislation introduced.

<p>Florida (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.
<p>Georgia (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ Georgia HB476 was withdrawn by the House leadership just prior to the close of the 2011 legislative session. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board
<p>Hawaii (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted <ul style="list-style-type: none"> ▪ Hawaii SB1348 was sent to Governor on May 5, 2011 after legislative approval, expected to be signed. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a not-for-profit organization <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
<p>Idaho (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.
<p>Illinois (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation Pending (SB1729) • Legislation introduced regarding intent to create an ACA-compliant State Exchange

	<ul style="list-style-type: none"> ○ Passed or enacted (SB1555) <ul style="list-style-type: none"> ▪ SB1555 passed both chambers on May 29, 2011 ● Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing ● Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board <ul style="list-style-type: none"> ▪ Illinois SB1729 prohibits insurers from board membership, but dedicates one slot for a licensed product.
<p>Indiana (R)</p>	<ul style="list-style-type: none"> ● Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Establishes a study panel or commission <ul style="list-style-type: none"> ▪ Failed <ul style="list-style-type: none"> ● Indiana SB580 was not passed prior to the end of the legislative session. ● Governor Daniels signed an Executive Order on January 3, 2011 instructing the development of the non-profit Indiana Insurance Market, Inc. <ul style="list-style-type: none"> ○ The Secretary of the Indiana Family and Social Services Administration (FSSA) will work with other applicable state agencies to cooperate in conditionally establishing and operating an exchange. ○ The state plans to finalize its analysis during the 3rd quarter of 2011. If the State deems it appropriate to proceed with a state-created exchange and the federal government approves of its progress, a Board of Directors will be selected to manage exchange operations. By Order, the Governor established the composition of the Board. ● February 2011: Governor Daniels requested the federal Department of Health and Human Services (DHHS) allow states more flexibility in determining how insurers can participate and the ability to waive mandated benefits. ● The State is using the \$1 million in funds through the Exchange Planning Grant. In a 2nd Quarter report to DHHS, the State indicated it has conducted extensive research related to Exchange planning including: a study conducted in May 2010, a study of the impact on the uninsured in November 2010, and an on-line questionnaire survey for stakeholder feedback. The State has conducted extensive stakeholder engagement, and recently engaged Deloitte to

	<p>conduct an IT Gap Assessment.</p> <ul style="list-style-type: none"> The State’s dedicated website for progress updates is: www.nationalhealthcare.in.gov
Iowa (R)	<ul style="list-style-type: none"> Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> Legislation pending (SF348, SF391) Governance model in State Exchange Legislation <ul style="list-style-type: none"> State legislation with an Exchange operated by a State Agency (SF391) <ul style="list-style-type: none"> Iowa SF391 directs the Commissioner of Insurance, at his or her discretion, to establish an exchange that is either operated by the insurance division of the Department of Commerce or is a not-for-profit corporation. State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> Free-standing
Kansas (R)	<ul style="list-style-type: none"> No legislation introduced.
Kentucky (D)	<ul style="list-style-type: none"> No legislation introduced.
Louisiana (R)	<ul style="list-style-type: none"> Without legislation regarding an ACA-compliant State Exchange <ul style="list-style-type: none"> No legislation introduced Will not pursue establishment legislation of a state exchange, and will instead allow the federal government to operate an exchange in the state, as announced by The Jindal Administration on March 23, 2011.
Maine (R)	<ul style="list-style-type: none"> Legislation introduced to establish an ACA-Compliant Health Insurance Exchange <ul style="list-style-type: none"> Legislation pending (LD1497, LD1498) <ul style="list-style-type: none"> LD1497 and LD1498 were carried over to the next session by the legislature, which also introduced LD1582, a resolution creating the Advisory Committee on Maine’s Health Insurance Exchange

	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-Compliant State Exchange <ul style="list-style-type: none"> ○ Passed or enacted (LD1582) <ul style="list-style-type: none"> ▪ LD1582 was passed on June 8, 2011 and awaits the Governor’s signature • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing (LD1497, LD1498) • Addressing conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or agents/brokers from serving on the Exchange Board (LD1498) ○ Requires insurers and agents/brokers to serve on the Exchange Board (LD1497)
<p>Maryland (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted <ul style="list-style-type: none"> ▪ Maryland HB166 was signed into law by the Governor on April 12, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board
<p>Massachusetts (D)</p>	<ul style="list-style-type: none"> • Without legislation regarding an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ No legislation introduced <ul style="list-style-type: none"> ▪ Currently developing legislation to bring the Commonwealth Connector, an exchange entity created prior to the passage of the ACA, into compliance with the ACA’s state exchange requirements.
<p>Michigan (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.

<p>Minnesota (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 (HF497, HF1204) <ul style="list-style-type: none"> ▪ The Minnesota legislature failed to take action on either bill before the regular session ended on May 23, 2011. The legislature is currently in special session, but will not take up exchange-related legislation until reconvening in January 2012, at which point HF497 and HF1204 may be reconsidered • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation with an Exchange operated by a State Agency (HF1204) <ul style="list-style-type: none"> ▪ Minnesota HF1204 creates the Minnesota Health Benefit Exchange as a state agency administered by the Commissioners of Commerce, Health, and Human Services under the guidance and direction of a nine-member board of directors. ○ State legislation establishing an Exchange as a not-for-profit organization <ul style="list-style-type: none"> ▪ Free-standing (HF497) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (HF1204) ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board (HF497)
<p>Mississippi (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 (HB1220) <ul style="list-style-type: none"> ▪ Mississippi HB1220 passed the House and Senate but not Conference Committee before the end of the legislative session. • Legislation introduced regarding intent to create an ACA-compliant State Exchange (HB377) <ul style="list-style-type: none"> ○ Mississippi HB377 was approved by the Governor on April 26, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing (HB1220)

	<ul style="list-style-type: none"> • Conflict of Interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Requires insurers and brokers to serve on the Exchange Board (HB1220) • Governor Barbour requested the State Attorney General initiate a lawsuit regarding the unconstitutionality of the ACA after its passage. • In a letter to Congressman Harper, Governor Barbour made reference to developing an exchange that was designed solely by Mississippi for small businesses independent of the ACA. Also, before a Congressional hearing he gave testimony that he does not support the “one size fits all” approach to exchange development. In his FY 2012 Executive Budget Recommendations statement he again stated that “Mississippi needs a consumer-driven health insurance exchange to empower small business owners to provide insurance for their employees.” • Legislative Session 2011: The Legislature introduced a bill to establish an ACA-compliant exchange but it expired when there was no vote out of Committee before the legislative session ended. • March 2011: A second bill that passed in both the House and Senate to study the feasibility of establishing an ACA-compliant exchange had not been signed by the Governor as of April 25, 2011. • Department of Insurance: The State’s Insurance Commissioner has moved forward with seeking the \$1 million of exchange planning funds from DHHS. In its 2nd quarter report to DHHS, the State references contracting with a vendor in February 2011 to begin market research, stakeholder engagement and an Information Technology Gap Assessment. The report also indicates that lack of legislation to establish an Exchange is the key barrier.
<p>Missouri (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ Missouri HB609 passed the House on April 14, 2011, but was not taken up by the Senate before the end of the session. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards

	<ul style="list-style-type: none"> ○ Requires insurers and brokers to serve on the Exchange Board
<p>Montana (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 (HB124, HB620) <ul style="list-style-type: none"> ▪ Montana HB124 and HB620 were voted down by the House Business and Labor Committee on March 23, 2011. • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Passed or enacted (HJ33) <ul style="list-style-type: none"> ▪ HJ33 was passed by the legislature on April 29, 2011 and established an interim study committee • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing (HB620) ▪ Administratively housed in or supervised by a state agency (HB124) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (HB124) ○ Requires insurers and brokers to serve on the Exchange Board (HB620)
<p>Nebraska (R)</p>	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Failed <ul style="list-style-type: none"> ▪ Nebraska’s legislative session ended on May 26, 2011 without passing LB240
<p>Nevada (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted <ul style="list-style-type: none"> ▪ Nevada SB440 was passed by the legislature and sent to the Governor on June 6, 2011

	<ul style="list-style-type: none"> • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board
<p>New Hampshire (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (SB163) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Requires insurers and brokers to serve on the Exchange Board
<p>New Jersey (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (S2553, S1288, S2597) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Administratively housed in or supervised by a state agent (S1288, S2553) ○ State legislation establishing an Exchange as a not-for-profit organization <ul style="list-style-type: none"> ▪ Free-standing (S2597) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (S2597, S2553, S1288) <ul style="list-style-type: none"> ▪ New Jersey S1288 prohibits insurers from the board but its silent regarding membership for agents/brokers. • New Jersey S1288 prohibits insurers from the board but is silent regarding

	membership for agents/brokers.
New Mexico (R)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 <ul style="list-style-type: none"> ▪ New Mexico SB38 passed both chambers of the legislature but was vetoed by Governor Martinez on April 8, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board
New York (D)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (S05652, GPB#12) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
North Carolina (D)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (HB126, HB115, SB418) <ul style="list-style-type: none"> ▪ North Carolina SB148 is a compromise version of HB126 and HB115 prepared by the Insurance Commissioner. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a not-for-profit

	<ul style="list-style-type: none"> organization <ul style="list-style-type: none"> ▪ Free-standing (HB126, HB115, SB418) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board (HB126, SB418) ○ Requires insurers but not brokers to serve on the Exchange Board (HB115)
North Dakota (R)	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Only indicated intent to create a state exchange <ul style="list-style-type: none"> ▪ Passed or enacted (HB1126)
Ohio (R)	<ul style="list-style-type: none"> • No legislation introduced.
Oklahoma (R)	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired (HB2130) <ul style="list-style-type: none"> ▪ Oklahoma HB2130 was not passed by the Senate before the legislature adjourned on May 20, 2011. ▪ The legislature established an Interim Study Committee to explore exchange implementation in Oklahoma. • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Failed (SB960) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Administratively housed in or supervised by a state agency (HB2130) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Required insurers and brokers to serve on the Exchange Board (HB2130)

<p>Oregon (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted (SB99) <ul style="list-style-type: none"> ▪ Oregon SB99 passed the Senate on April 25, 2011 and the House on June 7, 2011, awaits the Governor’s signature • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
<p>Pennsylvania (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (BH627) • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing (HB627, SB940) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board
<p>Rhode Island (I)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation pending (sb87) <ul style="list-style-type: none"> ▪ Rhode Island SB87 passed the Senate on April 5, 2011 and is now pending in the House. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board

<p>South Carolina (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired IN 2011 <ul style="list-style-type: none"> ▪ South Carolina HB3738 was not passed by the legislature when the session ended June 2, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Free-standing • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board
<p>South Dakota (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.
<p>Tennessee (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.
<p>Texas (R)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation failed, withdrawn, or expired in 2011 (SB1782, SB1510, SB1586, HB636) <ul style="list-style-type: none"> ▪ Texas’s legislative session ended Monday May 30, 2011 without passing any of the introduced exchange bills. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity (SB1782, SB1510, SB1586, HB636) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange board (SB1782) ○ Permits but does not require insurers and/or brokers to serve on the Exchange Board (SB1510, SB1586, HB636)

Utah (R)	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Establishes a study panel or commission <ul style="list-style-type: none"> ▪ Passed or enacted <ul style="list-style-type: none"> • Utah HB128, which was passed in March and signed into law in April, included a number of insurance market changes, along with a Health System Reform Task Force to evaluate options for transitioning the state’s existing exchange into compliance with the ACA. • Utah Health Exchange: The State’s current exchange, required by legislation and created by the Office of Consumer Health Services, provides an internet portal to facilitate the purchase of health insurance. It initially was available to small business employers with 2-50 individuals, and currently has over 100 small employer groups participating, covering more than 3,000 covered lives. In 2010, the Utah Health Exchange announced a pilot with larger employers. • Spring 2011: The State is using its Exchange Planning Grant funds, and has issued two RFPs to procure vendors to assist with its planning efforts for the following scopes of work: <ul style="list-style-type: none"> ○ Investigate the best solutions for improving core exchange activities, analyze the impact of ACA on the individual market and changes that would need to occur to be in compliance, identify consumer needs and the best approaches, and develop a training program for producers and brokers. ○ Assistance with technology needs of the Utah Health Exchange. • Legislative Session 2011: Legislation (HB128) was signed into law in April that includes a number of insurance market changes, along with a Health System Reform Task Force to evaluate options for transitioning the State’s existing exchange into compliance with the ACA. This bill: <ul style="list-style-type: none"> ○ Makes the Exchange more user-friendly, transparent and beneficial for small employer groups ○ Eliminates larger business groups from participating in the Exchange ○ Requires implementation of a premium subsidy program training for brokers selling through the Exchange ○ Requires the Health Data Committee to publish a yearly report comparing the quality standards and charges of health care facilities
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	<p>and institutions in Utah</p> <p>This bill does not address how the Exchange will operate in the individual market or how it will utilize screening and enrollment for public programs.</p> <ul style="list-style-type: none"> • It appears that Utah will be moving forward with the Health Insurance Premium Rate Review grant as it is referred to in the Governor’s FY2012 Budget Recommendations. • The Attorney General will continue to join other states in a lawsuit challenging the health care reform legislation
<p>Vermont (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted (HB202) <ul style="list-style-type: none"> ▪ Vermont HB202 passed the Senate on May 6, 2011 and was signed by the Governor on May 26, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation with an Exchange operated by a State Agency <ul style="list-style-type: none"> ▪ Vermont HB202 directs Green Mountain Care to be staffed and administered by the Vermont Department of Health Access. However, a newly-created Green Mountain Care Board will be charged with policy-setting for the program. • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ State legislation that prohibits insurers or brokers from serving on the Exchange Board <ul style="list-style-type: none"> ▪ While not explicitly a governing board, the Green Mountain Care Board (Vermont HB202) prohibits board members from being an employee of or having any financial interest in an entity that will be regulated by the board/program. • On May 26, 2011, Gov. Shumlin signed a bill that will pave the way for the creation of a statewide publicly funded single-payer system. No details regarding the relationship with the Exchange have been located yet.
<p>Virginia (R)</p>	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Only indicates intent to create a state exchange

	<ul style="list-style-type: none"> ▪ Passed or enacted (HB2434)
<p>Washington (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted (SB5445) <ul style="list-style-type: none"> ▪ Washington SB5445 passed the legislature on April 18, 2011 was signed by the Governor on May 11, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a not-for-profit organization <ul style="list-style-type: none"> ▪ Free-standing (HB1740, SB5445) • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Prohibits insurers or brokers from serving on the Exchange Board <ul style="list-style-type: none"> ▪ Washington SB5445 does not explicitly prohibit insurers or insurance agents or brokers from board membership; however, it states that board members may not have any conflicts of interest related to the work of the board.
<p>West Virginia (D)</p>	<ul style="list-style-type: none"> • Legislation introduced to establish an ACA-compliant Health Insurance Exchange <ul style="list-style-type: none"> ○ Legislation passed or enacted (SB408) <ul style="list-style-type: none"> ▪ West Virginia SB408 was approved by the Governor on April 5, 2011. • Governance model in State Exchange Legislation <ul style="list-style-type: none"> ○ State legislation establishing an Exchange as a quasi-governmental entity <ul style="list-style-type: none"> ▪ Administratively housed in or supervised by a state agency • Conflict of interest on Exchange Governing Boards <ul style="list-style-type: none"> ○ Requires insurers and brokers to serve on the Exchange Board <ul style="list-style-type: none"> ▪ West Virginia SB408 requires that insurers form a committee to select a representative to serve on the board; however, the representative may not be employed by or have any financial relationship with any insurer.

<p>Wisconsin (R)</p>	<ul style="list-style-type: none"> • No legislation introduced.
<p>Wyoming (R)</p>	<ul style="list-style-type: none"> • Legislation introduced regarding intent to create an ACA-compliant State Exchange <ul style="list-style-type: none"> ○ Establishes a study panel or commission <ul style="list-style-type: none"> ▪ Passed or enacted <ul style="list-style-type: none"> • Wyoming HB50 was passed by the legislature and signed by the governor on March 10, 2011. • On March 10, 2011: Governor Mead signed into law HB50 to conduct a reconnaissance study of whether to create a Wyoming health insurance exchange or participate in a regional exchange as provided in the <i>Affordable Care Act</i>—The State will use Exchange Planning Grant funds for the study. The Governor will designate a study oversight task force to conduct the study—which is authorized to contract with outside experts and consultants—to determine whether the exchange will help the operation of the private marketplace, and identify additional work needed to facilitate implementation. The measure also creates the Wyoming Health Insurance Exchange Steering Committee, which shall include two representatives from the business community, two from domestic insurance companies, one medical provider, one person representing hospitals, and one person representing consumers. • In completing the study, the task force shall consider: <ul style="list-style-type: none"> ○ Experiences of Utah, Massachusetts, and other states developing and operating exchanges ○ Whether litigation against the federal government for not creating a state exchange is reasonable ○ If an exchange can facilitate the sale of health insurance across state lines ○ If opting out of the Medicaid program or other federal provisions would affect the ability of other states to join Wyoming in the sale of insurance across state lines • May 2011: The Wyoming Insurance Department issued an RFP for the <i>Background Research to Support Development of a Health Benefits Exchange in Wyoming</i>. The vendor will study the feasibility of a state-based exchange, a multi-state or regional exchange and present the advantages and

	disadvantages of having the federal government operate the exchange.
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