

*2024 Summer National Meeting
Chicago, Illinois*

REGULATORY FRAMEWORK (B) TASK FORCE

Tuesday, August 13, 2024
11:30 a.m. – 12:30 p.m.

Meeting Summary Report

The Regulatory Framework (B) Task Force met Aug. 13, 2024. During this meeting, the Task Force:

1. Adopted its Spring National Meeting minutes.
2. Adopted its July 1 minutes. During this meeting, the Task Force took the following action:
 - A. Adopted its 2024 revised charges, which revised the 2024 charges for the Pharmacy Benefit Manager Regulatory Issues (B) Subgroup.
3. Adopted the report of the Accident and Sickness Insurance Minimum Standards (B) Subgroup, including its July 29, July 15, June 24, April 22, April 8, and March 25 minutes. During these meetings, the Subgroup took the following action:
 - A. Completed its discussion of the Dec. 1, 2023, comments received on the Oct. 12, 2023, draft of proposed revisions to the *Model Regulation to Implement the Accident and Sickness Insurance Minimum Standards Model Act* (#171).
 - B. Distributed for final review a May 3 draft of proposed revisions to Model #171 reflecting the Subgroup's discussions.
 - C. Discussed comments received on the May 3 draft of proposed revisions to Model #171.
4. Adopted the report of the Employee Retirement Income Security Act (ERISA) (B) Working Group.
5. Adopted the report of the Mental Health Parity and Addiction Equity Act (MHPAEA) (B) Working Group, including its Spring National Meeting minutes. The Working Group will meet Aug. 14. During this meeting, the Working Group plans to take the following action:
 - A. Hear presentations on clinical guidelines for behavioral health care.
 - B. Meet in regulator-to-regulator session, pursuant to paragraph 8 (consideration of strategic planning issues) of the NAIC Policy Statement on Open Meetings, to continue discussion of the opioid use disorder issue.
6. Adopted the report of the Pharmacy Benefit Manager Regulatory Issues (B) Subgroup, including its June 7 and May 2 minutes. During these meetings, the Subgroup took the following action:
 - A. Discussed and adopted its revised 2024 charges, which included renaming the Subgroup as the "Pharmaceutical Benefit Management Regulatory Issues (B) Working Group."
 - B. Forwarded the proposed revised 2024 charges to the Task Force for its consideration and adoption.

7. Heard a presentation from the Center on Health Insurance Reforms (CHIR) on outpatient facility fee reforms focusing on options for the states.
8. Discussed the *Loper Bright Enterprises v. Raimondo* and *Relentless v. Department of Commerce* (Loper Bright) ruling, which overturned the so-called “Chevron Doctrine” and its potential implications on health insurance-related regulations. Schiffbauer Law Office provided an overview of the case and highlighted several health insurance-related regulations, including the federal Affordable Care Act’s (ACA) Section 1557 federal regulations, the ACA’s cost-sharing and deductible regulations, and Medicare hospital payment rules that could be affected by its overturning of the Chevron Doctrine, which provided deference to federal agencies in rulemaking in interpreting statutes they administer.
9. Heard a presentation from America’s Health Insurance Plans (AHIP) and the Bipartisan Policy Center on a new collaborative multi-stakeholder initiative “Promoting Health Through Prevention (PHTP).”