

INSURANCE DIVISION[191]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code chapters 505, 513C, and 514E, the Insurance Division hereby gives Notice of Intended Action to rescind Chapter 82, “Iowa Stopgap Measure,” Iowa Administrative Code.

Chapter 82 primarily allows for implementation of the Iowa Stopgap Measure that was developed by the Insurance Division upon request by the Governor. The Iowa Stopgap Measure was intended to provide an innovative solution to temporarily stabilize Iowa’s individual health insurance market. The Iowa Stopgap Measure was first submitted by the Insurance Division on June 7, 2017, to the Centers for Medicare and Medicaid Services (CMS) as a waiver application under Section 1332 of the Patient Protection and Affordable Care Act (ACA) (42 U.S.C. Section 18052). The Insurance Division worked with CMS to develop the waiver application and submitted the application on August 21, 2017.

The Division withdrew its waiver application on October 23, 2017. Therefore, the need for Chapter 82 has been eliminated.

The Division intends that this rule making will become effective on February 21, 2018.

Any interested person may make written suggestions or comments on the proposed amendment on or before December 12, 2017. Such written materials should be directed to Ann Outka, Iowa Insurance Division, Two Ruan Center, 601 Locust Street, Fourth Floor, Des Moines, Iowa 50319; fax (515)281-8813; email ann.outka@iid.iowa.gov.

These rules do not include a provision for the waiver of the rules because the rules are eliminated.

In addition to this Notice, a Notice of Termination of the rule making commenced in **ARC 3348C**, which proposed to further amend to Chapter 82 and which now serves no purpose, is published herein as **ARC 3462C**.

After analysis and review of this rule making, no impact on jobs has been found.

The Insurance Commissioner has proposed this Notice to rescind Chapter 82 under his rule-making authority of Iowa Code chapters 505, 513C, and 514E.

This amendment is intended to implement Iowa Code chapters 505, 513C, and 514E.

The following amendment is proposed.

Rescind and reserve **191—Chapter 82**.