



Updates for Open Enrollment 2017 Annual Redetermination and Auto Re-enrollment



September 2016

Overview

- Refresher on auto-reenrollment and advance payments of the premium tax credit (APTC) and income-based cost-sharing reductions (CSRs)
 - Updated functionality: Repeat Passive Re-enrollees
 - Updated messaging: Income on all eligibility determination notices
- Failure to file and the application attestation question
- This presentation applies to Annual Redetermination and Re-enrollment policies followed by the Federally-facilitated Marketplace (“Marketplace”)

Auto Re-enrollment and APTC: Refresher

- Each year, Marketplaces must redetermine the eligibility of consumers enrolled in coverage through the Marketplace.
- For an enrollee who does not contact the Marketplace to obtain an updated eligibility determination and select a QHP by December 15, 2016, the **Marketplace will establish 2016 eligibility for APTC and CSRs based on the most recent household income data available**, together with updated federal poverty level (FPL) tables and benchmark plan premium information, and reenroll the enrollee in their same, or similar plan, effective January 1, 2017 in accordance with 45 CFR 155.335(j).

Redetermining APTC: Refresher

- The FFM will calculate eligibility for 2017 APTC and CSRs **using the most recent household income data available**, 2017 QHP premiums, and updated federal poverty levels (FPL). Most recent income data available may be:
 - Attested and verified income on the application
 - Tax data from IRS
- The FFM will **discontinue APTC/CSRs for enrollees who fall into one of the following groups:**
 - Did not authorize the Marketplace to check IRS data
 - Have income that is over 500% FPL
 - Previously received APTC but the tax filer for the household failed to file a federal tax return and reconcile the APTC for that year
 - **New:** Did not contact the Marketplace to obtain an updated eligibility determination for 2017, were auto re-enrolled by the Marketplace for 2015 and 2016, and have no tax data available for 2014 or 2015

NEW: Repeat Passive Re-enrollees

As stated in the Annual Redetermination and Re-enrollment guidance published in April 2015, and further defined in the guidance published May 2016, the Marketplace **will be discontinuing APTC and CSRs for a new population of consumers** who meet the following criteria:

- authorized the Marketplace to check data about their income and household size,
- were automatically reenrolled by the Marketplace for coverage in 2015 and 2016 with APTC or CSRs,
- did not submit an updated application that was used to enroll in a Marketplace plan for coverage in 2015 or 2016, and
- no income information for this household is available from the Internal Revenue Service (IRS) for tax years 2015 or 2014

Repeat Passive Re-enrollees

To encourage consumers who fall into the Repeat Passive Re-enrollee category to return to their application and provide updated information, the Marketplace will send a targeted Open Enrollment Notice (MOEN) telling them they are at risk for losing financial assistance if they do not update their information.

Updated Messaging: Auto Re-enrolled Consumer EDNs

- All consumers who are auto re-enrolled by the Marketplace receive an updated Eligibility Determination Notice (EDN).
- **New:** Consumers who are auto re-enrolled in 2017 coverage will now see the income that was used to redetermine their eligibility in the results box in the notice.

Family member(s)	Results	Next steps
John Smith	<ul style="list-style-type: none">• Eligible to purchase health coverage through the Marketplace, but more information is needed• Eligible for a tax credit (\$53.00 each month, which is \$636.00 for the year, for your tax household), but we need more information from you. This calculation is based on the yearly household income of \$30,000.00. This is the amount that you provided on your Marketplace application or the amount that came from the most recent income data sources available.	<ul style="list-style-type: none">• Send the Marketplace more information

Failure to File

- Beginning in Open Enrollment for 2016, the “Marketplace” **began discontinuing APTC/CSR for those enrollees whose tax filer had APTC paid on their behalf in 2014 but IRS indicates did not comply with the requirement to file a 2014 income tax return and reconcile APTC.** The Marketplace will continue to implement this policy for OE2017.
 - In September, the Marketplace sent a request to IRS for updated income information for all consumers enrolled in 2016 Marketplace coverage with APTC. Anyone who is enrolled with APTC for 2016, who received APTC in 2014 or 2015 but whose tax filer has not filed a tax return and reconciled APTC for that year will receive a MOEN that includes language warning them that they are at risk for losing financial assistance and the tax filer should take action immediately to file a tax return(s) and let the Marketplace know that they filed by attesting on the application.
 - In December, right before auto re-enrollment, the Marketplace will check IRS data again to identify any late-filers. The Marketplace will then discontinue financial assistance for consumers who received APTC in a past year, have not filed a tax return and reconciled the APTC for that year or years, and have not attested on the application to having filed their tax return.

Failure to File: MOEN



Important: You must act now to get help with Marketplace coverage costs in 2017

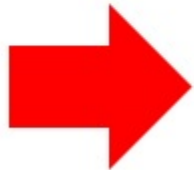
It's time to review your Health Insurance Marketplace coverage and make sure you're getting the right coverage and costs in the year ahead. The following people are currently enrolled in coverage with financial help through the Marketplace:

Susan Griffith

The Marketplace Open Enrollment Period is from November 1, 2016 - January 31, 2017. During this time you can shop for new Marketplace coverage or decide to stay in the same type of plan, if it's still right for you. You're currently getting financial help with the cost of health coverage each month.

Don't lose your help with costs for 2017 Marketplace coverage and for covered services (if applicable).

Advance payments of the premium tax credit were made to your health insurance company to reduce your premium costs in prior years. As things stand right now, you may not be eligible for advance payments of the premium tax credit in 2017 for one of the following reasons:



- Advance payments of the premium tax credit were made to your health insurance company to reduce your premium costs during 2015 and we can't tell if a 2015 federal income tax return was filed for this household to reconcile the payments.
- When you applied for coverage, you chose not to allow the Marketplace to use income data, including information from tax returns, to help renew your eligibility.
- This household's income may be too high.

If you think your household should still qualify for help paying for premiums, there are 2 steps you can take to allow us to update your household's eligibility.

Failure to File: Action Steps

- The MOEN outlines the steps the enrollee should take if they think they should still qualify for APTC because they filed a tax return for 2014 and/or 2015:
 - Check with the tax filer to make sure a tax return was filed for their household for any year in which the enrollees received APTC, and if not, do so immediately.
 - If they did file (or once they file), return to the Marketplace application and attest that the tax filer has filed and reconciled APTC for the applicable coverage year(s).

Failure to File: Attestation Question

Like last year, the Marketplace application will include a tax filing-related question, but it has been updated to accommodate multiple tax years.

This question allows enrollees who received APTC to attest, under penalty of perjury, to having filed a tax return and reconciled APTC for **any past year they received APTC.**

- After filing and reconciling the APTC, attesting to having filed a tax return on the application allows the enrollee to maintain eligibility for APTC as IRS processes the return and updates its data.
- Enrollees who file a tax return and reconcile APTC must attest to having filed and reconciled on the application in order to maintain APTC eligibility for the future coverage year if IRS' data indicates otherwise.

Updated FTR Attestation Question

Did Piper, reconcile premium tax credits on your tax return for any past years? *optional*

Check the box below if **all** of these apply to you:

- You got premium tax credits to help pay for Marketplace coverage.
- The tax filer(s) on your application filed a federal income tax return for the same year you used tax credits. For example, in 2015 you got help paying for coverage, then and you also filed a tax return for that same year.
- The tax filer(s) submitted [IRS Form 8962](#) with the tax return.

Yes, prior premium tax credits were reconciled for past years.

Important: If you've gotten help paying for coverage in the past, but haven't filed taxes and reconciled your premium tax credits for those years, you won't be eligible for help paying for coverage until you do this.

[Learn more about reconciling tax credits.](#)

SAVE & CONTINUE

Resources

- MOEN examples can be found online under the heading of Open Enrollment Notices at <https://marketplace.cms.gov/applications-and-forms/notices.html>
- Annual Redetermination and Re-enrollment guidance
<https://www.cms.gov/CCIIO/Resources/Regulations-and-Guidance/Downloads/ARR-2017-Guidance-051016-508.pdf>