

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



April 28, 2023

**VIA ELECTRONIC MAIL:** [Molly.Magarik@Delaware.gov](mailto:Molly.Magarik@Delaware.gov)

Molly Magarik  
Secretary  
Delaware Department of Health and Social Services  
1901 N. DuPont Highway  
New Castle, DE 19720

Dear Secretary Magarik:

On August 20, 2019, the Department of Health & Human Services and the Department of the Treasury approved Delaware's State Innovation Waiver under Section 1332 of the Patient Protection and Affordable Care Act (ACA). Delaware's approved application waives the ACA's requirement for the single risk pool to the extent necessary to implement a state reinsurance program called the Delaware Health Insurance Individual Market Stabilization Reinsurance Program for plan years 2020 through 2024.

It is the Department of the Treasury's final administrative determination that Delaware's pass-through funding amount for calendar year 2023 is \$46,734,709, which must be used for purposes of implementing Delaware's State Innovation Waiver.

We look forward to continuing to work with you and your staff. If you have any questions regarding program matters or official correspondence concerning the waiver, please contact Lina Rashid at [Lina.Rashid@cms.hhs.gov](mailto:Lina.Rashid@cms.hhs.gov) or [stateinnovationwaivers@cms.hhs.gov](mailto:stateinnovationwaivers@cms.hhs.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'Ellen Montz', with a stylized flourish at the end.

Ellen Montz, Ph.D.  
Director, Center for Consumer Information & Insurance Oversight  
Deputy Administrator, Centers for Medicare & Medicaid Services

CC:

Lily Batchelder, Assistant Secretary for Tax Policy, U.S. Department of the Treasury  
The Honorable John Carney, Governor, State of Delaware  
Trinidad Navarro, Commissioner, Delaware Department of Insurance

Elisabeth Massa, Executive Director, Delaware Health Care Commission  
Steven Costantino, Director of Health Care Reform, Delaware Department of Health and  
Social Services

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March 30, 2023

**VIA ELECTRONIC MAIL:** [Molly.Magarik@Delaware.gov](mailto:Molly.Magarik@Delaware.gov)

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Secretary  
Delaware Department of Health and Social Services  
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New Castle, DE 19720

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This letter is to notify you that, in part due to the Inflation Reduction Act of 2022, the pass-through funding associated with this waiver for calendar year 2023 is estimated to be \$46,734,709, which must be used for purposes of implementing Delaware's State Innovation Waiver. This amount will be subject to a final administrative determination by the Department of the Treasury prior to payment.

We look forward to continuing to work with you and your staff. If you have any questions regarding program matters or official correspondence concerning the waiver, please contact Lina Rashid at [Lina.Rashid@cms.hhs.gov](mailto:Lina.Rashid@cms.hhs.gov) or [stateinnovationwaivers@cms.hhs.gov](mailto:stateinnovationwaivers@cms.hhs.gov).

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