

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



September 7, 2021

**VIA ELECTRONIC MAIL:** [troy.downing@mt.gov](mailto:troy.downing@mt.gov)

Troy Downing  
Montana Commissioner of Securities and Insurance  
Office of the Montana State Auditor  
840 Helena Avenue  
Helena, MT 59601

Dear Commissioner Downing:

This letter is to notify you that, in part due to the American Rescue Plan (ARP) Act of 2021, Montana will receive a total of \$30,818,509 in pass-through funding to implement its State Innovation Waiver under the Affordable Care Act (ACA) for calendar year 2021.

As you are aware, on August 16, 2019, the Department of Health & Human Services and the Department of the Treasury (the Departments) approved Montana's State Innovation Waiver under section 1332 of the ACA. Montana'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 Montana Reinsurance Program for plan years 2020 through 2024. On April 21, 2021, the Departments notified Montana that they had determined that Montana's pass-through funding amount for calendar year 2021 was \$23,688,514. This determination reflected federal law as of March 10, 2021, prior to the passage of the ARP. Among other changes, the ARP temporarily expanded the ACA's premium tax credit (PTC), increasing the generosity of the PTC for those who were already eligible under the ACA and making PTCs available to individuals with incomes above 400 percent of the federal poverty level for the first time.

The Departments have now completed their analysis of the effects of the ARP on pass-through funding. The Department of the Treasury's final administrative determination for Montana's total pass-through funding for calendar year 2021, after accounting for the ARP, is \$30,818,509. As a result, Montana will receive \$7,129,995 more in pass-through funding than the amount specified in the Departments' April letter.

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". The signature is fluid and cursive, with the first name "Ellen" and the last name "Montz" clearly distinguishable.

Ellen Montz

Director

Center for Consumer Information and Insurance Oversight (CCIIO)

Cc:

Mark Mazur, Deputy Assistant Secretary for Tax Policy, U.S. Department of the  
Treasury

The Honorable Greg Gianforte, Governor, State of Montana

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



April 21, 2021

**VIA ELECTRONIC MAIL:** [troy.downing@mt.gov](mailto:troy.downing@mt.gov)

Troy Downing  
Montana Commissioner of Securities and Insurance  
Office of the Montana State Auditor  
840 Helena Avenue  
Helena, MT 59601

Dear Commissioner Downing:

On August 16, 2019, the Department of Health & Human Services and the Department of the Treasury approved Montana's State Innovation Waiver under section 1332 of the Affordable Care Act (ACA). Montana's approved application waives the ACA's requirement for the single risk pool to implement a state reinsurance program called the Montana Reinsurance Program for plan years 2020 through 2024. It is the Department of the Treasury's final administrative determination that Montana's pass-through funding amount for calendar year 2021 is \$23,688,514. This determination reflects federal law as of March 10, 2021. For information on how the American Rescue Plan Act of 2021 may impact pass-through funding, please see here.<sup>1</sup>

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 "Jeffrey Grant", written over a light blue horizontal line.

Jeffrey Grant  
Acting Director, Center for Consumer Information and Insurance Oversight (CCIIO)  
Centers for Medicare & Medicaid Services (CMS)

Cc:

Mark Mazur, Deputy Assistant Secretary for Tax Policy, U.S. Department of the Treasury  
The Honorable Greg Gianforte, Governor, State of Montana

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<sup>1</sup> [https://www.cms.gov/CCIIO/Programs-and-Initiatives/State-Innovation-Waivers/Section\\_1332\\_State\\_Innovation\\_Waivers-#pass-through](https://www.cms.gov/CCIIO/Programs-and-Initiatives/State-Innovation-Waivers/Section_1332_State_Innovation_Waivers-#pass-through)

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



February 25, 2021

**VIA ELECTRONIC MAIL:** [troy.downing@mt.gov](mailto:troy.downing@mt.gov)

Troy Downing  
Montana Commissioner of Securities and Insurance  
Office of the Montana State Auditor  
840 Helena Avenue  
Helena, MT 59601

Dear Commissioner Downing:

On August 16, 2019, the Department of Health & Human Services and the Department of the Treasury approved Montana's State Innovation Waiver under section 1332 of the Patient Protection and Affordable Care Act (PPACA). Montana's application sought to waive PPACA's requirement for the single risk pool to implement a state reinsurance program called the Montana Reinsurance Program for plan years 2020 through 2024. The pass-through funding associated with this waiver for calendar year 2021 is estimated to be \$23,688,514. This amount will be subject to a final administrative determination by the Department of the Treasury prior to payment.

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 "Jeffrey Grant", is located below the "Sincerely," text.

Jeffrey Grant  
Acting Director, Center for Consumer Information and Insurance Oversight

Cc:

Mark Mazur, Deputy Assistant Secretary for Tax Policy, U.S. Department of the Treasury  
The Honorable Greg Gianforte, Governor, State of Montana