

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



March 24, 2022

VIA ELECTRONIC MAIL: 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.

This letter is to notify you that, in part due to the American Rescue Plan Act of 2021, the pass-through funding associated with this waiver for calendar year 2022 is estimated to be \$35,010,817,¹ 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 or stateinnovationwaivers@cms.hhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Ellen Montz", is located below the "Sincerely," text.

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

¹ This amount reflects a minor adjustment (less than one percent of the 2022 estimated total) to account for a user fee deduction error in the 2021 pass-through funding calculation.

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