

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



Date: June 21, 2022

RE: Delaying Release of 2020 Benefit Year HHS Risk Adjustment Data Validation Results

The Centers for Medicare & Medicaid Services (CMS) is delaying the release of the 2020 Benefit Year HHS Risk Adjustment Data Validation (HHS-RADV) results to the Fall of 2022. As a result, CMS will also delay the release of the *Summary Report of 2019 and 2020 Benefit Year HHS-RADV Adjustments to Risk Adjustment Transfers*, and CMS will not initiate the collection and distribution of these adjusted transfer amounts as originally planned in Summer 2022.^{1,2} CMS intends to release the *Summary Report of 2019 and 2020 Benefit Year HHS-RADV Adjustments to Risk Adjustment Transfers* in Fall 2022 and initiate the collection and distribution of these adjusted transfer amounts shortly thereafter. Since these amounts will not be available until after August 15, these HHS-RADV adjustments to 2020 benefit year risk adjustment transfers should be reflected on 2022 MLR reports (reports due July 31, 2023) instead of the 2021 MLR reports (reports due July 31, 2022).³

¹ As finalized in the 2020 HHS-RADV Amendments Rule, the 2019 and 2020 benefit year HHS-RADV error rates will be averaged together and applied to 2020 benefit year plan liability risk scores and risk adjustment transfers (85 FR 76979). This approach will result in one HHS-RADV adjustment to the 2020 benefit year plan liability risk scores and risk adjustment transfers, reflecting the average value for the reissued 2019 and 2020 benefit years' HHS-RADV error rates.

² See, e.g., Table 3 of the Key Dates for Calendar Year 2022: Qualified Health Plan (QHP) Data Submission and Certification; Rate Review; and Risk Adjustment, available at: <https://www.cms.gov/CCIIO/Resources/Regulations-and-Guidance/Downloads/Final-Key-Dates-Tables-For-CY2022.pdf>.

³ See 45 C.F.R. § 153.710(h).