

August 17th, 2022



Provider Memorandum

Updated Standards for Downstream and Delegated Entities—Marketplace

The Department of Health and Human Services (HHS) published the Notice of Benefit and Payment Parameters (NBPP) for 2023 Final Rule in the Federal Register, which establishes various requirements for issuers offering Qualified Health Plans (QHPs) through Federally-Facilitated Exchanges (FFE) and state-based exchanges on the federal platform (SBE-FPs). One of the provisions included in the NBPP is related to Standards for Downstream and Delegated Entities (§ 156.340) and requires that Molina Healthcare of Wisconsin (Molina) amend our provider contracts with a new Marketplace regulatory attachment.

The rule requires that all agreements between QHP issuers (Molina) and their downstream and delegated entities include language stating that the relevant exchange authority, including state exchanges, may demand and receive the downstream or delegated entity's books, contracts, computers, or other electronic systems, including medical records and documentation, relating to the QHP issuer's obligations in accordance with federal standards under paragraph (a) of this section until 10 years from the final date of the agreement period.

Providers participating in Molina's Marketplace line of business should expect detailed communication to follow regarding the required contract amendments.

Questions?

We're here to help. Contact your Provider Network Manager or email the Provider Network Management team at WIProviderNetworkManagement@MolinaHealthCare.Com or visit MolinaHealthcare.com.

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Learn how Molina is working with Availity at availity.com/molinahealthcare.