

Arkansas Progress Report

STATE ACTIONS PROTECTING PATIENTS IN THE EXCHANGE

OVERVIEW

States vary in terms of the patient-centeredness of their health insurance markets. While federal rules set minimum requirements for consumer protections, some states have acted to make their markets more patient-focused. This scorecard evaluates states based on five key areas that assess patient-friendliness of their insurance markets to promote policies that best protect patients.

FIVE PATIENT-FOCUSED PRINCIPLES

NON-DISCRIMINATION

To ensure cost sharing and other plan designs do not discriminate or impede access to care.

- No state action to limit discrimination.
- No unique platinum offerings in the 2015 exchange.
- Arkansas enacted legislation requiring exchange plans to meet specified minimum network adequacy standards for primary care doctors, essential community providers, and specialists.
- The premium for the 2nd lowest cost silver plan is 2% lower in 2015 than it was in 2014.²

For non-discrimination metrics, relative to other states, Arkansas is an



TRANSPARENCY

To promote better consumer access to information about covered services and costs in exchange plans.

- HealthCare.gov links to external provider networks and formularies and also allows consumers to filter search results. However, the website lacks a formulary search tool, a provider search tool, and calculators to help estimate tax credit or out-of-pocket expense amounts.
- No state action regarding contracting requirements for plan information transparency.

For transparency metrics, relative to other states, Arkansas is a



ARKANSAS HIGHLIGHTS

Arkansas established a state-federal partnership exchange. The state is responsible for managing plan participation and customer assistance in the exchange. Arkansas residents use the federal exchange, HealthCare.gov, to compare and purchase coverage.

In the 2014 plan year, 43,400 Arkansans selected an exchange plan through HealthCare.gov. About 17% of Arkansas residents who are eligible for exchange coverage enrolled in an exchange plan in 2014.¹

Arkansas expanded Medicaid, effective in 2014.

PROGRESS LEGEND

This report measures states using two methods of evaluation:

First, the report measures a state's performance on a series of metrics related to the five principles.

- Beneficial for Patients
- Neutral for Patients
- Negative for Patients

Second, the report compares a state's aggregate performance on all metrics within each principle to other states' performance on these same metrics.



STATE OVERSIGHT

To ensure all health insurance exchange plans meet applicable requirements.

- Passive purchasing—the state does not actively negotiate with plans to participate in the exchange.
- No state action regarding contracting requirements for exchange participation.
- Its effective rate review program allows the state to manage premium increases.³
- Four carriers in the 2015 exchange.

For state-oversight metrics, relative to other states, Arkansas is an



UNIFORMITY

To create standards to make it easier for patients to understand and compare exchange plans.

- No state action to standardize benefit designs.
- The quality rating system planned by the federal government for use on HealthCare.gov will show ratings for the 2017 plan year.
- No state action on standardized display of plan information.

For uniformity metrics, relative to other states, Arkansas is an



CONTINUITY OF CARE

To broaden sources of coverage and protect patients transitioning between plans.

- No state action on continuity-of-care requirements.⁴
- Arkansas has expanded Medicaid under a premium assistance model, which now covers an estimated 75,000 people in the state.

For continuity-of-care metrics, relative to other states, Arkansas is an



A MORE PATIENT-FOCUSED ARKANSAS MARKETPLACE

Arkansas' partial reliance on the federal government to run the exchange reduces the state's influence over its own health insurance market. Arkansas would have more control over exchange plans if the state opted to create a state-based exchange; currently, the state intends to run its own SHOP exchange in 2016 and its individual exchange in 2017.⁵ Arkansas has yet to establish standards that would increase transparency or uniformity, protect patients from discrimination, or develop continuity-of-care requirements to help patients maintain access to care. Under a different operational model, Arkansas also could become an active purchaser to have more authority over plan participation. Further, the state has no platinum plans, which limits options for the people who would benefit most—those with chronic conditions and disabilities. Contracting requirements could encourage, or potentially require, carriers to offer a platinum plan. As Arkansas implements the premium assistance model, the state should ensure the model preserves patient protections inherent in Medicaid.

METHODOLOGY

Data by Avalere Health as of January 1, 2015. Avalere maintains a proprietary database of state policy developments for all 50 states and DC. Avalere also used key resources from publicly available websites, cited where applicable. Avalere conducted a focused review of state exchange insurance markets; this assessment is not intended to be a comprehensive review of state insurance markets. Avalere only included finalized actions established in the state, and did not include proposed measures or actions.

For definitions of key terms, see the [National Health Council's Putting Patients First® glossary](#).

- 1 Kaiser Family Foundation, "Estimated Number of Individuals Eligible for Financial Assistance through the Marketplaces," November, 2014, accessed via: <http://kff.org/other/state-indicator/estimated-number-of-individuals-eligible-for-premium-tax-credits-through-the-marketplaces/>
- 2 Kaiser Family Foundation, "Analysis of 2015 Premium Changes in the Affordable Care Act's Health Insurance Marketplaces," January 06, 2015, accessed via: <http://kff.org/health-reform/issue-brief/analysis-of-2015-premium-changes-in-the-affordable-care-acts-health-insurance-marketplaces/>
- 3 The Center for Consumer Information & Insurance Oversight, "State Effective Rate Review Programs," April 16, 2014, accessed via: http://www.cms.gov/CCIIO/Resources/Fact-Sheets-and-FAQs/rate_review_fact_sheet.html
- 4 Families USA, "Standards for Health Insurance Provider Networks: Examples from the States," November 2014, accessed via: http://familiesusa.org/sites/default/files/product_documents/ACT_Network%20Adequacy%20Brief_final_web.pdf
- 5 The Governor signed legislation delaying the state's plans to establish a state-based exchange until the Supreme Court rules on the legality of subsidies in federally-facilitated exchanges.