The Long-Term Care Partnership Reporting (B) Subgroup of the Senior Issues (B) Task Force met via conference call March 12, 2015. The following Subgroup members participated: Elizabeth Dwyer, Chair (RI); Chris Struk (FL); Rebecca Vaughan (IN); and Gayle Woods (OR). Also participating were: Ted Hamby (NC); John Rink (NE); and Susan Ezalarab (WI).

1. Discussed the Goals of the Subgroup

Ms. Dwyer said the goal of the Subgroup is to determine whether NAIC resources could be used to collect the data from carriers issuing policies that qualify for the Long-Term Care Partnership status. Participating carriers are required to report the data to the federal government, but the federal government has no funding to collect the data and has not done so since 2013. The Subgroup will also consider whether the NAIC should collect this data or urge the federal government to collect it.

Amanda Matthiesen (America’s Health Insurance Plans—AHIP) agreed and suggested that the keeping the federal collection arrangement in place would be the best way forward. There is no authority for a third party to collect the data, and there are confidentiality issues to consider. Federal funds may become available after the federal Affordable Care Act (ACA) is fully implemented.

Mr. Struk asked whether this data is used and for what purpose. Ms. Dwyer said they receive inquiries from their Medicaid programs and legislators and the data is very useful in answering these inquiries. When claims are made under Long-Term Care partnership policies the data will become even more necessary.

Ms. Vaughan said the data is necessary for all states given the reciprocity agreements under this program. Indiana has been participating in the Partnership program for 22 years and has had claims. As people have moved out of Indiana, other states that have signed the reciprocity agreements are also affected and need the data. She also noted that the reciprocity map that is posted by the federal government is no longer maintained.

2. Discussed the Feasibility of the NAIC Collecting the Data

Mr. Hamby asked whether the NAIC could collect the data if the federal government does not. Joy Morrison (NAIC) said she could not answer this question at this time. The NAIC’s SERFF and financial reporting forms could be used, but more information is needed.

Ms. Dwyer said the Subgroup may want to look at two tracks. The first would be contacting the federal government to determine whether it could resume collection of this data. The second would be determining whether the NAIC could collect the data and how it would collect the data. Confidentiality of the data is a critical issue that would need to be addressed. The Long-Term Care Pricing (B) Subgroup is currently dealing with this issue, and it has been addressed when market conduct information is shared. It was agreed that this issue would need to be researched with the NAIC Legal Division and discussed further by this Subgroup to determine how data collected by the NAIC would be protected and under what authority.

Having no further business, the Long-Term Care Partnership Reporting (B) Subgroup adjourned.