

BAYOU HEALTH Prepaid Health Plan

Financial Reporting Guide



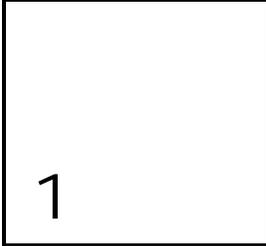
Revised – Delete All Previous Versions

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Introduction and general instructions

1.01 Introduction

The provisions and requirements of this Financial Reporting Guide (Guide) are effective January 1, 2012. The purpose of this Guide is to set forth quarterly and annual reporting requirements for BAYOU HEALTH Contractors (Contractors) contracted with Louisiana (LA) Department of Health and Hospitals (DHH), Bureau of Health Services Financing (BHSF) for prepaid care. The Guide instructions and reports are supplementary to any Department of Insurance (DOI) financial reporting requirements. This Guide does not replace any DHH electronic data submission requirements or quality/compliance-oriented reporting requirements from Contractors.

The primary objective of the Guide is to establish consistency and uniformity in reporting. All reports shall be submitted as outlined in the general and report-specific instructions. The financial reports submitted based on the Guide will be used to monitor the operations for participating Contractors and as a potential data source in capitation rate setting. Only revenues and expenses related to a direct contract between the State and the Contractor should be included in the reports, with the exception of parent organization financial statements and audit information required on an annual basis.

All terms and conditions of the LA DHH Prepaid Provider Agreement and Policy and Procedure Guide apply to this financial reporting guide. Current contractual requirements for the policy and procedure guide and provider agreement can be found at makingmedicaidbetter.com. This reporting guide may be revised as deemed necessary by DHH. Sanctions may be enforced for the untimely filing of the financial reports. Monthly reporting of the financial statements may also be enforced upon the discretion of DHH. This reporting guide is supplemental to any reporting provisions required by DHH, law, State, federal, DOI or the Department of Public Health (DPH).

1.02 Reporting time frames

Amendments and/or updates to this Guide may be issued by the DHH as deemed necessary. The following table depicts reporting requirements and scheduling. Due dates are based on calendar days.

Schedule	Report name	Frequency	Due date ¹	Format
A	Income statement	Quarterly	60 days after quarter end	Predetermined
B	Financial statement footnotes	Quarterly & annual	60 days after quarter end and 120 days after year end	Narrative
C	Total categorical profitability statement	Quarterly	(This schedule is a roll-up of D-L. Data is not entered on this schedule)	Predetermined
D-L	Region profitability statements	Quarterly	60 days after quarter end	Predetermined
M	Medical liability summary	Quarterly	60 days after quarter end	Predetermined
N	Received but unpaid claims	Quarterly	60 days after quarter end	Predetermined
O	Hospitalization services lag	Quarterly	60 days after quarter end	Predetermined
P	Outpatient services lag	Quarterly	60 days after quarter end	Predetermined
Q	Physician services lag	Quarterly	60 days after quarter end	Predetermined
R	Other medical services lag	Quarterly	60 days after quarter end	Predetermined
S	Utilization	Quarterly	60 days after quarter end	Predetermined
T	Sub-capitated expenses detail	Quarterly	60 days after quarter end	Predetermined
U	FQHC/Rural health clinic expenses	Quarterly	60 days after quarter end	Predetermined
V	Third party resource payments	Quarterly	60 days after quarter end	Predetermined
W	TPL subrogation	Quarterly	60 days after quarter end	Predetermined
X	Fraud and abuse tracking	Quarterly	60 days after quarter end	Predetermined
Y	Parent audited financial statements	Annual	120 days after year end	Embedded PDF
Z	Contractor agreed upon procedures	Annual	120 days after year end	Embedded PDF

Schedule	Report name	Frequency	Due date ¹	Format
AA	Income statement reconciliation report	Draft and final annual	90 and 120 days after year end	Predetermined
AB	Agreed upon procedures adjustments	Draft and final annual	90 and 120 days after year end	Predetermined
AC	Medical Loss Ratio (MLR) report		June 1 of the year following the end of an MLR reporting year	Predetermined
AD	Supplemental working area	As needed	As needed	Narrative
Appendix A	Financial disclosure statement	Annual	90 and 120 days after year end, if adjustments are necessary	Predetermined
Appendix B	Medical Loss Ratio (MLR) guidelines	N/A	N/A	N/A

¹If a due date falls on a weekend or State-recognized holiday, reports will be due the next business day.

1.03 General instructions

Generally accepted accounting principles (GAAP) are to be observed in the preparation of these reports. Specifically, all revenues and expenses must be reported using the accrual basis method of accounting.

Amounts reported to DHH under this Guide are to represent only **covered services** for recipients eligible for the BAYOU Health Program. Covered services are services that would be considered reimbursable under each Contractor's contract with DHH.

All quarterly and annual reports must be completed and submitted to DHH by the due dates outlined above. DHH may extend a report deadline if a request for an extension is communicated in writing and is received at least five business days prior to the report due date. Any request for extension must include the reason for delay and the date by which the report will be filed.

Most line and column descriptions within each report are self-explanatory and, therefore, constitute instructions. However, specific instructions are provided in instances when interpretation may vary. Any entry for which no specific instruction is provided should be made in accordance with sound accounting principles and in a manner consistent with related items for which instruction is provided.

Always utilize predefined categories or classifications before reporting an amount as "Other." For any material amount included as "Other," the Contractor is required to provide **a detailed explanation**. For this purpose, material is defined as comprising an amount greater than or equal to 5% of the total for each section. For example, if "Other Income" reported is less than

5% of Total Revenue, no disclosure is necessary. However, if “Other” miscellaneous medical expense is reported with a value that is equal to 5% or higher of Total Other Medical expenses, disclosure would be necessary. Such disclosure is to be documented on Schedule B – Footnotes, line item 3. Refer to the supplemental working area location if additional space is needed for disclosures.

Unanswered questions and blank lines or schedules will not be considered properly completed and may result in a resubmission request. Any resubmission must be clearly identified as such. If no answers or entries are to be made, write "None," not applicable (N/A) or "-0-" in the space provided.

Input areas for the spreadsheet are shaded in red. The Contractor should input amounts in whole dollars only. Amounts should be rounded up to or down to the nearest whole dollar. For example, \$1.49 would be rounded down and input as \$1; \$1.50 would be rounded up and input as \$2, the next whole number.

1.04 Format and delivery

The Contractor will submit these reports both in hard copy and electronically, using Excel spreadsheets in the format and on the template specified in this Guide without alteration. Please submit the completed reports and required supplemental materials, such as narrative support for “Other” categories that are considered material in nature, to:

Steve Annison
Louisiana Department of Health and Hospitals
Bureau of Health Services Financing
628 North 4th Street
Post Office Box 91030
Baton Rouge, Louisiana 70821-9030

Electronic copies should be submitted to LA DHHS and LA DOI using the following e-mail addresses:

- Steve Annison at DHHS: steve.annison@la.gov
- Stewart Guerin at DOI: squerin@lsi.state.la.us

1.05 Certification statement

The purpose of the certification statement is to attest that the information submitted in the reports is current, complete and accurate. The statement should include the Contractor name, period ended, preparer information and signatures. The certification statement must be signed by the Contractor’s CFO or CEO.

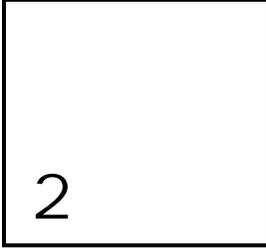
1.06 Financial statement check figures and instructions

In addition to the schedules that must be completed by the Contractor, the Guide includes a “Financial Statement Instruction and Check Figures Report” worksheet that evaluates the consistency of the values entered by the Contractor. The financial statement reporting template instructions and check figures tab lists the instructions for completing the spreadsheet, as well as check figures that identify any differences within specific schedules. The check figures must

match prior to the submission of the quarterly and annual financial statements. If the audit check figures do not match, data should be corrected or an explanation should be provided in writing and submitted with the quarterly financial statement reporting package.

1.07 Maintenance of records

The Contractor must maintain and make available to DHH upon request the data used to complete any reports contained within this Guide.



Quarterly report specifications

2.01 Schedule A: Income statement

The Contractor shall report revenues and expenses using the full accrual method. The income statement, Schedule A, must agree to the total profitability by eligibility category report, Schedule C, for the quarterly reporting period.

Specification	Inclusion	Exclusion
Member months	A member month is equivalent to one member for whom the Contractor has received or accrued capitation-based revenue for the entire month.	Remove member months for recipients where a maternity delivery has occurred within the quarterly month end.
Maternity delivery payment count	Report the number of maternity payments received and/or accrued for from DHH.	
Capitation revenue	Revenue received and accrued on a prepaid basis for the provision of covered services.	
Maternity delivery payments	Revenue received and/or accrued for all supplemental maternity delivery payments.	
Investment income	All investment income earned during the period net of interest expense.	
Other income	Revenue from sources not identified in the other revenue categories. Describe amounts in the footnotes in Schedule B. Note: Material amounts (greater than 5% of total assets) should be disclosed and fully explained in a separate sheet.	

Medical expenses and recoveries – All medical expenses must be reported net of third party reimbursement and coordination of benefits (e.g., Medicare and other commercial insurance) and in correspondence to the identified categories of service in Schedule A. Expenses should be reported as paid and incurred for each line item to include IBNP estimates.

Specification	Inclusion	Exclusion
Medical expenses – hospitalization, outpatient, physician other medical expenses	All contracted fee-for-service and sub-capitation expenses as identified in the categories of service groupings. Descriptions are self explanatory.	
Medical expenses – other and miscellaneous	Medical expenses that do not fall within the categories of services as defined in the reporting format. Note: Material other amounts (greater than 5% of the individual sections of expense) should be disclosed and fully explained in Schedule B.	
Reinsurance premiums	Reinsurance premium payments and stop loss payments should be separately reported as premium payments.	
Reinsurance recoveries	Reinsurance recoveries associated with the premiums paid in the line item above.	
Third party liability subrogation	Cost-sharing revenue, including third party sources received on a cash basis for subrogation recovery efforts that could not be directly associated with a claim.	Do not include coordination of benefit payments that are deducted from payments to providers in the normal course of claims processing.
Fraud and abuse recoveries	Payments to the Contractor as a result of DHH, Contractor or Provider sponsored recovery efforts.	
Other recoveries	Other recoveries of medical claims previously paid not included in a category above.	

Administrative expenses – Administrative expenses are divided into activities that improve health care quality and those that are other, general and operational, to perform necessary business functions. Use the following guidance for reporting activities that meet the criteria for improving health care quality.

Administration – Health care Quality Improvement expenses

Activity requirements

Activities conducted by the Contractor to improve quality must meet the following requirements. The activity must be designed to:

- Improve health quality.
- Increase the likelihood of desired health outcomes in ways that are capable of being objectively measured and producing verifiable results and achievements.
- Be directed toward individual enrollees, or incurred for the benefit of specified segments of enrollees, or provide health improvements to the population beyond those enrolled in coverage as long as no additional costs are incurred due to the non-enrollees.
- Be grounded in evidence-based medicine, widely-accepted best clinical practice or criteria issued by recognized professional medical associations, accreditation bodies, government agencies or other nationally-recognized health care quality organizations.

- Improve health outcomes, including increasing the likelihood of desired outcomes compared to a baseline and reduce health disparities among specified populations.

Examples include the direct interaction of the Contractor (including those services delegated by subcontract for which the Contractor retains ultimate responsibility under the terms of the contract with DHH) with providers and the enrollee or the enrollee's representative (for example, face-to-face, telephonic, web-based interactions or other means of communication) to improve health outcomes, including activities such as:

- Effective case management, care coordination, chronic disease management, and medication and care compliance initiatives, including through the use of the medical homes model as defined in the RFP and contract
- Identifying and addressing ethnic, cultural or racial disparities in effectiveness of identified best clinical practices and evidence-based medicine
- Quality reporting and documentation of care in non-electronic format
- Health information technology to support these activities
- Accreditation fees directly related to quality of care activities

Prevent hospital readmissions through a comprehensive program for hospital discharge –

Examples include:

- Comprehensive discharge planning (for example, arranging and managing transitions from one setting to another, such as hospital discharge to home or to a rehabilitation center) in order to help assure appropriate care that will, in all likelihood, avoid readmission to the hospital
- Patient-centered education and counseling
- Personalized post-discharge reinforcement and counseling by an appropriate health care professional
- Any quality reporting and related documentation in non-electronic form for activities to prevent hospital readmission
- Health information technology to support these activities

Improve patient safety, reduce medical errors and lower infection and mortality rates –

Examples of activities primarily designed to improve patient safety, reduce medical errors and lower infection and mortality rates include:

- The appropriate identification and use of best clinical practices to avoid harm
- Activities to identify and encourage evidence-based medicine in addressing independently identified and documented clinical errors or safety concerns
- Activities to lower the risk of facility-acquired infections
- Prospective prescription drug utilization review aimed at identifying potential adverse drug interactions
- Any quality reporting and related documentation in non-electronic form for activities that improve patient safety and reduce medical errors
- Health information technology to support these activities

Implement, promote, and increase wellness and health activities – Examples of activities primarily designed to implement, promote and increase wellness and health activities include:

- Wellness assessments
- Wellness/lifestyle coaching programs designed to achieve specific and measurable improvements

- Coaching programs designed to educate individuals on clinically-effective methods for dealing with a specific chronic disease or condition
- Public health education campaigns that are performed in conjunction with the LA DPH
- Actual rewards, incentives, bonuses, reductions in copayments (excluding administration of such programs) that are not already reflected in payments or claims
- Any quality reporting and related documentation in non-electronic form for wellness and health promotion activities
- Coaching or education programs and health promotion activities designed to change member behavior and conditions (for example, smoking or obesity)
- Health information technology to support these activities
- Enhancing the use of health care data to improve quality, transparency and outcomes, and support meaningful use of health information technology

Exclusions

Expenditures and activities that **must not be included** in quality improving activities are:

- Those that are designed primarily to control or contain costs.
- The *pro rata* share of expenses that are for lines of business or products other than LA Medicaid.
- Those which otherwise meet the definitions for quality improvement activities, but which were paid for with grant money or other funding separate from DHH capitation payments.
- Those activities that can be billed or allocated by a provider for care delivery and which are, therefore, reimbursed as clinical services.
- Establishing or maintaining a claims adjudication system, including costs directly related to upgrades in health information technology that are designed primarily or solely to improve claims payment capabilities or to meet regulatory requirements for processing claims [for example, costs of implementing new administrative simplification standards and code sets adopted pursuant to the Health Insurance Portability and Accountability Act (HIPAA), 42 USC 1320d-2, as amended, including the new ICD-10 requirements].
- That portion of the activities of health care professional hotlines that does not meet the definition of activities that improve health quality.
- All retrospective and concurrent utilization review.
- Fraud prevention activities, other than fraud detection/recovery expenses up to the amount recovered that reduces incurred claims.
- The cost of developing and executing provider contracts and fees associated with establishing or managing a provider network, including fees paid to a vendor for the same reason.
- Provider credentialing.
- Marketing expenses.
- Costs associated with calculating and administering individual enrollee or employee incentives.
- That portion of prospective utilization that does not meet the definition of activities that improve health quality.
- State and federal taxes and regulatory fees.
- Any function or activity not expressly included in paragraph (c) of this section, unless otherwise approved by and within the discretion of DHH, upon adequate showing by the BAYOU Health Contractor that the activity's costs support the definitions and purposes described above or otherwise support monitoring, measuring or reporting health care quality improvement.

Other administrative expenses – The following expenses as designated as other administrative expenses:

Specification	Inclusion	Exclusion
Utilization management and concurrent review	Utilization management activities that manage medically-necessary covered services, as well as prospective and concurrent utilization review.	
Network development and credentialing costs	Contracting, provider credentialing and provider education.	
Marketing	Sales and marketing expenditures.	
Member services	Member service/support and grievance and appeals, including recipient enrollment.	
General and operational management	General and Operational Management – Senior operational management and general administrative support [e.g., administrative assistants, public relations (to the extent that it does not relate to marketing or member/enrollment services as described below), receptionist, etc.].	
Accounting and finance	Accounting and finance expenditures.	
Claims and referral/authorization processing	Processing of Provider Payments – Expenditures related to the processing and authorizing of provider payments.	
Information systems	Information systems and communications.	
Administrative services only (ASO) cost	Vendor-related expenditures for the processing of provider payments.	
Other direct costs	Administrative Business Expenditures – Rent, utilities, office supplies, printing and copier expenses, marketing materials, training and education, recruiting, relocation, travel, depreciation and amortization, and other miscellaneous administrative expenses. Payments to incent providers to submit encounter forms.	
Indirect costs – corporate overhead allocations	Corporate Overhead Allocations – Management fees, and other allocations of corporate expenses based on some methodology [e.g., per member per month (PMPM), percent of revenue, percent of head counts and/or full time equivalents (FTE), etc.].	
Sanctions and late payment interest penalties	Sanctions and other penalties paid or accrued by the Contractor.	

Specification	Inclusion	Exclusion
Other administrative costs	Those administrative expenses not specifically identified in the categories above. Note: Material amounts (greater than 5% of total administrative expenses) should be disclosed and fully explained in Schedule B.	Other administrative expenses indicated above.

Additional non-operating items are required to be reported within Schedule A. These items are described below:

Non-operating income/loss	Any amounts relating to the non-operating revenues and expenses.
Income taxes	Income tax expense paid or accrued for the period.
Premium tax assessments	Premium taxes paid or accrued for the period.
Other	Any other income/loss not included elsewhere in the income statement.. Note: Amounts should be disclosed and fully explained in Schedule B.

Allocation of expenses

General Requirements

Each expense must be reported under only one type of expense unless a portion of the expense fits under the definition of, or criteria for, one type of expense and the remainder fits into a different type of expense, in which case the expense must be prorated between types of expenses. Expenditures that benefit lines of business other than LA Medicaid must be reported on a pro rata share.

- Allocation to each category should be based on a generally-accepted accounting method that is expected to yield the most accurate results. Specific identification of an expense with an activity that is represented by one of the categories above generally will be the most accurate method. If a specific identification is not feasible, the Contractor must provide an explanation of why it believes the more accurate result will be gained from allocation of expenses based upon pertinent factors or ratios such as studies of employee activities, salary ratios or similar analyses.
- Many entities operate within a group where personnel and facilities are shared. Shared expenses, including expenses under the terms of a management contract, must be apportioned pro rata to the entities incurring the expense.
- Any basis adopted to apportion expenses must be that which is expected to yield the most accurate results and may result from special studies of employee activities, salary ratios, capitation payment ratios or similar analyses. Expenses that relate solely to the operations of a reporting entity, such as personnel costs associated with the adjusting and paying of claims, must be borne solely by the reporting entity and are not to be apportioned to other entities within a group.

2.02 Schedule B: Financial statement footnotes

The financial statement footnotes are designed to present information regarding organizational structures and changes to reimbursement methodologies, as well as an area to explain other amounts not specified in the reporting package. The following list is not exclusive of explanations that may be useful to DHH. Appendix A includes required annual financial disclosures. On a quarterly basis, only include narrative and applicable supporting schedules for material changes to items described in the following table:

	Footnote disclosure requirements	Indicate as N/A if no reportable items
1	Organizational structure	
2	Summary of significant accounting policies changes	
3	Other amounts included in the financial statements > 5% of the reporting category	
4	Pledges, assignments and guarantees	
5	Statutory deposits or performance bonds	
6	Material adjustments	
7	Claims payable analysis	
8	Contingent liabilities	
9	Due from/to affiliates (current and non-current)	
10	Related party transaction activities	
11	Equity activity	
12	Non-compliance with financial viability standards and performance guidelines	
13	Charitable contributions, penalties or sanctions included in the financial statements	
14	Interest on late claims	
15	Significant changes in provider reimbursement methodologies	
16	Changes to reinsurance or stop loss agreements	
17	Non-operating income/loss amounts	
18	Other Recovery amounts reported on line 63	
19	Claims payment fluctuations reported in the lag reports, schedules O–P	
20	Unpaid claim adjustment expenses and methodology	
21	Premium deficiency reserves and methodology	
22	Allocation methodologies used for categorical profitability statements	

2.03 Schedules C – L: Quarterly profitability by population groups

These reports are meant to provide detailed information on revenues and expenses pertaining to the Contractor for the current quarter for the populations selected by DHH. Schedule C is automatically calculated from the county-based profitability reports (income statements). Schedules D through L report the results by region and should be reported based on the

member's place of residence. The table below lists the population groups and associated data elements that help define each group for reporting purposes.

Population category	Aid Category	Rate Code	Region	Region Code
SSI 0–2 Months M/F	01	01C	New Orleans	01
SSI 3–11 Months M/F	01	02C	Baton Rouge	02
SSI 1–5 M/F	01	03C	Thibodaux	03
SSI 6–13 M/F	01	04C	LaFayette	04
SSI 14–18 M/F	01	05C	Lake Charles	05
SSI 19–44 M/F	01	06C	Alexandria	06
SSI 45+ M/F	01	07C	Shreveport	07
Family and Children 0–2 Months M/F	02	01C	Monroe	08
Family and Children 3–11 Months M/F	02	02C	Mandeville	09
Family and Children 1–5 M/F	02	03C		
Family and Children 6–13 M/F	02	04C		
Family and Children 14–18 Female	02	05F		
Family and Children 14–18 Male	02	05M		
Family and Children 19–44 Female	02	06F		
Family and Children 19–44 Male	02	06M		
Family and Children 45+ Female	02	07F		
Family and Children 45+ Male	02	07M		
Foster Care Children All Ages	03	FLL		
Breast and Cervical Cancer, F All ages	04	BLL		

2.04 Schedule M: Medical liability summary

This schedule combines summary information from the following schedules:

- Received but unpaid claims report
- Hospital inpatient lag report
- Outpatient facility lag schedule
- Physician services lag schedule
- Other medical lag schedule

The amounts to include in the rows and columns are self explanatory, with a description at the bottom of the table on the following page of how the table is calculated. Prepare this schedule for both quarterly and YTD amounts.

Medical cost grouping	Paid claims	RBUC	IBNR	Current period ending IBNP	Current period beginning IBNP	Total recognized incurred claims
Hospitalization	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Medical cost grouping	Paid claims	RBUC	IBNR	Current period ending IBNP	Current period beginning IBNP	Total recognized incurred claims
Outpatient facility	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Physician services	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Other medical	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Notes and explanations:	A	B	C	D	E	F
	These dollars are produced by the lag schedules.	These amounts are produced by the RBUC schedule.	These amounts are calculated using the following formula: C = D – B	These amounts are produced by the lag schedules.	These amounts are produced by the prior quarter lag schedules.	F = (A + D) – E

The Medical Liability Summary report IBNR claims should be reported in the IBNR column by the appropriate category (e.g., hospitalization, outpatient, physician and other medical). The total payable for hospitalization, outpatient, physician and other medical should agree with the totals on the corresponding lag schedules.

2.05 Schedule N: Received but unpaid claims (RBUCs) report

RBUCs are to be reported by the appropriate expense (e.g., hospitalization, outpatient, physician and other medical) and aging (e.g., 1–30 days, 31–60 days, 61–90 days, 91–120 days and greater than 120 days). Note that a claim becomes an RBUC the day it is received by the Contractor, not the day it is processed/adjudicated. For RBUC estimates, Contractors are encouraged to run reports close to the reporting deadline to determine a more accurate estimate of adjudicated and paid amounts for claims that were in process as of the reporting period. Claims that are still in process and not yet adjudicated require an estimation technique by the Contractor based on average payment amounts or historical payment-to-billed ratios. Any late payment interest penalty payments should be listed next to the vendor for which payments were made.

2.06 Schedules O – R: Lag reports

Schedules O through R request the same type of information, but for different consolidated services categories (hospitalization, outpatient, physician other medical). The tables are arranged with the month of service horizontally and the month of payment vertically. Therefore, payments made during the current month for services rendered during the current month would be reported in line 1, column C, while payments made during the current month for services rendered in prior months would be reported on line 1, columns D through AM. Lines 1 through 3 contain data for payments made in the current quarter. Earlier data on lines 4 through 37 shall match data on appropriate lines on the prior period's submission. If lines 4 through 37 change

from the prior period's submission, include an explanation. The current month is the last month of the period that is being reported.

Analyzing the accuracy of historical medical claims liability estimates is helpful in assessing the adequacy of current liabilities. This schedule provides the necessary information to make this analysis.

Medical costs must be reported net of third party liability (TPL) and coordination of benefits (COB). Claims liabilities should **not** include the administrative portion of claim settlement expenses. Any liability for future claim settlement expense **must be disclosed separately** from the unpaid claim liability in a footnote.

Note: Multiple-month inpatient stays should be recorded in the admission month.

Line 39 – Global/subcapitation payments should be reported on this line, by month of payment, and should not be included in any lines above line 39. Global/Subcapitation payments include:

- Global Capitation payments: Payments made to fully-delegated risk entities contracted with the Contractor. These types of payments are expected to be broken out between the hospitalization, outpatient facility, physician services and other medical service lag reports.
- Subcapitation payments: Those services paid through a normal provider capitation agreement. Examples would include PMPM payments to a primary care physician for a specified list of services or to a laboratory for a specified list of tests.

Line 40 – Settlements: The Contractor should report payments/recoupments on lines 1 through 37 to the extent possible. If the Contractor makes a settlement or other payment that cannot be reported on lines 1 through 37 due to lack of data, the amount must be reported on line 40 with the payment month used as a substitute for the service month. The Contractor may use an alternative method of reporting settlements that restates prior period amounts to reflect an actual settlement for that month. **For all amounts reported on line 40, include a footnote explanation.** Do not include adjustments to IBNR amounts on this line.

Settlements should include payments to or refunds from providers that cannot be linked to a specific claim adjudicated through the payment system. For instance, fraud abuse recoupments, incentive payments and inaccurate payment settlement agreements with a provider that have not been captured through the claims payment system should be included.

Line 41 – This line is the total amount paid to date (including subcapitation) for services rendered and should equal the sum of lines 38 through 40. This line will calculate automatically.

Line 42 – Incurred but not reported (IBNR): Amounts on this line represent the current estimates for unpaid claims, by month of service, for the past 36 months and the aggregate amount for all prior months. The Contractor must determine a new IBNR amount for each service month and include this amount on line 42. The development of each IBNR should be based on the most recent paid claims data.

Line 43 – Total incurred claims: Total incurred claims is the sum of line 41 (amounts paid to date) and line 42 (IBNR). These amounts represent current estimated amounts ultimately to be paid for medical services by month of service for the past 36 months and for all months prior to the 36th month. Each amount represents the medical expense for a particular month, not

including adjustments to prior month IBNR claims estimates. This amount is comprised of claims for the incurred month that are known to be paid by the end of the reporting quarter, plus claims for the incurred month estimated to be unpaid at the end of the reporting quarter. Also included are subcapitations and adjustments.

Do not include risk pool distributions as payments in these schedules.

Schedules O through R must provide data for the period beginning with the first month the Contractor is responsible for providing medical benefits to DHH recipients, and ending with the current month.

2.07 Schedule S: Utilization report

The Contractor shall submit a summary of utilization and unit cost information during the current quarter. Data must reconcile to the consolidated financial submissions. Input areas are highlighted in red where data should be entered, including the quarterly member months.

Admissions, days, visits and quantities should be reported on an incurred basis for the quarter being reported upon, as counted from authorizations or claims adjudication data. Estimates for claims still not received as of the report due date should be estimated so that the utilization is representative of the actual occurrence of services performed for the reporting period.

Service measure	Measure	Type of utilization/ proxy	Definitions
Hospitalization	Days	Quantity/days	<p>Days are calculated as follows: Number of days between admit and discharge date. (Exclude discharge date and denied days. Include admit day.) If dates are equal, inpatient day is counted as one.</p> <p>Days counted should be all paid days of service for each admission that occurred in the period. If the admission and discharge do not occur in the same period, all days are counted as occurring in the period in which the admission occurs.</p> <p>Include data for which the Contractor is both the primary payer and the secondary payer.</p>

Service measure	Measure	Type of utilization/ proxy	Definitions
Outpatient services	Visits	Quantity/services	<p>This measure summarizes utilization of outpatient services and observation room stays that result in discharge.</p> <p>Each visit to an emergency department that does not result in an admission should be counted once, regardless of the intensity of care required during the stay or the length of stay. Patients admitted to the hospital from the emergency department should not be included in counts of visits. Visits to urgent care centers should be counted.</p> <p>Include data for which the Contractor is both the primary payer and the secondary payer.</p>
Physician services	Visits	Quantity/services	<p>A visit is defined as one or more professional contacts between a patient and a unique service provider on a unique date of service.</p> <p>Include data for which the Contractor is both the primary payer and the secondary payer.</p>
Other medical services	Visits	Quantity/services	<p>A visit or service is defined as one or more professional contacts between a patient and a unique service provider on a unique date of service. For nursing facility stays, count the days as consistent with the hospitalization service measure.</p> <p>Include data for which the Contractor is both the primary payer and the secondary payer.</p>

2.08 Schedule T: Sub-capitation expense report

This report is a summary of sub-capitation expenses, by population group, by individual expense line item. If other capitation agreements exist and are listed in the miscellaneous medical expense line item, please describe the capitation agreement in the financial statement footnotes.

2.09 Schedule U: FQHC and rural health clinic report

This report is a summary of Contractor payments to FQHCs and RHCs for services, and a comparison of those payments to each FQHC's or RHC's Prospective Payment System (PPS) rates. The Contractor is to reimburse FQHCs/RHCs the PPS rates in effect on the dates of service for all encounters (Section 9.2.3 of the RFP).

As PPS rates may vary by provider and change periodically, the schedule is designed to capture information by provider by quarter. List quarterly aggregate payments and encounters by provider, as well as the PPS rates in effect for the effective dates of service. In order for the reported payments to reconcile with other schedules, this schedule is designed for reporting based upon dates of service. Amounts reported should be based upon the Contractor's anticipated (accrued) payments for services even if actual payments have not yet been paid.

However, as PPS rates may change within a reporting period, reporting payments by quarter allows for direct comparison to such rates. Although only one entry per provider will typically be necessary within any given quarter, if payments change within a quarter (e.g. scope of service change, etc.), report the aggregate amounts on different lines for the same quarter corresponding to the different PPS rates for their effective periods. For example, if a PPS rate changed on 9/1/12 for FQHC A, report the aggregate payments and encounters for 7/1/12-8/31/12 on one line, and the aggregate payments and encounters for 9/1/12-9/30/12 on another. Both lines can be referenced with the same quarterly identification, and a clarifying disclosure should be provided in Schedule AD.

Quarterly references should coincide with the Contractor's fiscal year, with Q1 being the first quarter of the fiscal period, followed by Q2-Q4 respectively. Quarter months should always correspond to January-March, April-June, July-September, and October-December.

Encounters for FQHC/RHC providers are based upon the DHH definition of encounters for FQHC/RHC services, and is correlated to PPS rate determination. Report the number of encounters corresponding to the payments listed. Generally, in spite of the number of medical services provided on any given day (i.e. line detail), an enrollee receives one encounter per day.

The Contractor is responsible for reporting PPS rates in effect for the dates services were provided. PPS rates may be obtained from the provider or DHH, but should be the rates issued by DHH.

The Contractor's payments per encounter are automatically calculated within the report (Accrued Amounts divided by Encounters), as are the Equivalent PPS Payments (Encounters multiplied by the PPS Rates). Any variance between the Contractor's payments and the calculated PPS equivalents is also automatically calculated. Describe the reason for any variance, by provider, on Schedule AD. Negative variances indicate the contractually required PPS rates have not been paid, and a complete explanation is required on Schedule AD.

2.10 Schedule V: Third party resource payments

List all TPL resource payments made for members with active commercial or Medicare on the date of claim service during the quarter. Provide the count of claims, count of claims cost avoided, amount billed, amount paid and the total resource payments paid by other insurance for commercial and Medicare recipients. All claim counts and amounts should be reflected even if no coordination of benefits took place when adjudicating the claim. Claims cost avoided are those denied in the period for lack of evidence of coordination of benefits by the provider for a member with a known TPL resource on the date of service. For claims cost avoided, the amount billed should be reported. For claims that are adjusted in the period or for prior periods in the reporting quarter, each re-adjudication should be counted along with amounts reported. Report

the count of members with active TPL resources at the end of the quarter on lines 12 and 13. Do not include counts or amounts for members where TPL subrogation is being pursued.

2.11 Schedule W: Third party liability subrogation claims

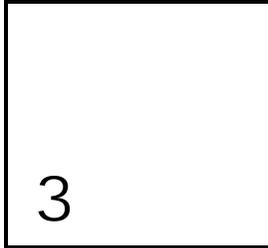
List all new, active and closed subrogation cases for the quarter. Include the count of related subrogation claims for each case by the attorney name and/or case ID number. Indicate with a "Y" if the case is new, active or closed. Report any amount recorded as a public record lien for each case.

2.12 Schedule X: Fraud and abuse activity

List all new, active and closed fraud and abuse cases for the quarter. Include the count of related claims for each case by the provider name and/or case ID number. Indicate with a "Y" if the case is new, active or closed. Do not include member-specific names or identification numbers on the schedule.

2.13 Schedule AD: Supplemental working area

This schedule should be used by Contractors for working purposes or as a supplemental reference area for quarterly financial statement footnote disclosures.



Annual audit reporting requirements

3.01 Schedule Y: Parent company audited financial statements

Insert the final audited parent company financial statements within this tab within 120 days after year end. Preferably, this can be accomplished by embedding the final balance sheet in PDF format.

3.02 Schedule Z: Contractor agreed upon procedures

Insert the draft agreed upon procedures report, including final management letter and report of internal controls, within this tab within 90 days after year end. Insert the final agreed upon procedures 120 days after year end. Preferably, this can be accomplished by embedding the final audited financial statements in PDF format.

3.03 Schedule AA: Income statement reconciliation report

Any changes from the fourth quarter YTD quarterly submission schedules based upon the agreed upon procedures should be reconciled within this report.

3.04 Schedule AB: Agreed upon procedures adjustment entries

This schedule should list annual agreed upon procedures adjustment entries, if applicable, with an explanation of each entry.

3.05 Schedule AC: Medical Loss Rebate (MLR) calculation

This schedule provides the calculations necessary at year end to determine any rebates payable to DHH based on adjusted adjustments to revenue and expenses as defined in Appendix B of this Financial Reporting Guide. The schedule should only be completed after the agreed upon procedures have been finalized. Capitation revenue and medical expenses are inputted from Schedule AA – Income statement reconciliation report.

3.06 Schedule AD: Supplemental working area

This schedule should be used by Contractors for working purposes or as a supplemental reference area for annual financial statement footnote disclosures.

Appendix A

Annual financial statement disclosures and supplemental information requests

Appendix A is a separate word document of financial disclosure requirements and information requests that must be reported by the Contractor at year end. The schedule is in three sections and includes financial disclosures, related party transactions and supplemental information requests. The supplemental information requests may be inserted in either Appendix A, the supplemental working area on Schedule AK or a clearly labeled separate attachment.

Appendix B

Louisiana BAYOU HEALTH Medical Loss Ratio (MLR) Rebate Calculation

Appendix B includes the instructions and guidance for calculating any rebate amounts due to DHH. The document is adapted from 45 CFR Part 158 Federal Register, December 1, 2010. Requirements for calculating any rebate amounts that may be due the DHH in the event the BAYOU Health Contractor does not meet the 85% MLR standard are described in this appendix.

Appendix A

Financial disclosure statement

The BAYOU HEALTH - Prepaid Contractor (Contractor) must provide the following information in conjunction with the draft and annual audited financial statement due dates as specified in the financial reporting guide. This financial disclosure statement shall be prepared as of the Contractor's fiscal year end or as specified below.

1. **Ownership:** List the name and address of each person with an ownership or controlling interest in the entity submitting this offer:

Name	Address	Percent of ownership or control

2. **Subcontractor ownership:** List the name and address of each person with an ownership or control interest in any subcontractor in which the disclosing entity has direct or indirect ownership of 5% or more:

Name	Address	Percent of ownership or control

Names of above persons who are related to one another as spouse, parent, child or sibling:

3. **Ownership in other entities:** List the name of any other entity in which a person with an ownership or control interest in the Contractor entity also has an ownership or control interest:

4. **Long-term business transactions:** List any significant business transactions between the Contractor and any wholly-owned supplier or between the Contractor and any subcontractor during the five-year period ending on the Contractor's most recent fiscal year end:

Describe ownership of subcontractors	Type of business transaction with provider	Dollar amount of transaction

5. **Criminal offenses:** List the name of any person who has ownership or controlling interest in the Contractor, or is an agent or managing employee of the Contractor and has been convicted of a criminal offense related to that person's involvement in any program under Medicare, Medicaid or the Title XIX (Medicaid) or Title XXI (SCHIP) services program since the inception of those programs:

Name	Address	Title

6. **Creditors:** List the name and address of each creditor whose loans or mortgages exceed 5% of total Contractor equity and are secured by assets of the Contractor's company:

Name of creditor	Address	Description of debt or security	Amount

Related party transactions

1. **Board of directors:** List the names and addresses of the Board of Directors of the Contractor:

Name/title	Address

2. **Highest-compensated management:** List the names and titles of the 10 highest compensated management personnel, including but not limited to: the Chief Executive Officer, the Chief Financial Officer, Board Chairman, Board Secretary and Board Treasurer:

Name	Title

- d. List the name and address of any individual who owns or controls more than 10% of stock or that has a controlling interest (e.g., formulates, determines or vetoes business policy decisions):

Owner or controller	Has controlling interest? Yes/No	Name	Address

Supplemental information requests

1. Provide administrative cost allocation plans for the calendar reporting period. Include detailed assumptions and cost drivers in the plan. Also include the basis (direct/indirect) of each cost allocation and activity used to measure the expenditures. If parent or subsidiary administrative cost allocations are present in the financial statements, the contract agreement and cost allocation schedules for these entities must be provided separately.
2. Provide the current contracts with risk-sharing entities and detailed analysis supporting the risk-sharing agreement and payable or receivable position.
3. Submit the auditor letter on the evaluation of management's internal controls and any related correspondence addressing internal control weaknesses or corrections implemented.
4. Submit a detailed listing of any providers or vendors that are in a credit (accounts receivable) status with amounts bucketed in 30-day increments from date of credit position discovery.
5. Provide a schedule of payments made to providers for non-contract out-of-network services paid at 90% of the Medicaid FFS rate for the audited calendar year. The schedule should include the following columns: Line #, Provider pay-to name, Number of claims processed and Amount of payments.

Appendix B

BAYOU HEALTH - Prepaid Medical Loss Ratio (MLR) Rebate Calculation

Adapted from 45 CFR Part 158 *Federal Register*, December 1, 2010

Requirements for calculating any rebate amounts that may be due the Louisiana Department of Health & Hospitals in the event the BAYOU HEALTH – Prepaid Contractor (Contractor) does not meet the 85% MLR standard.

Requirements for Contractors to maintain records and civil monetary penalties that may be assessed against Contractors who violate the requirements of this Part.

Applicability

The requirements apply to prepaid Contractors who receive a capitation payment to provide Medicaid services.

Definitions

Direct paid claims means claim payments before ceded reinsurance and excluding assumed reinsurance unless otherwise provided in this document.

MLR reporting year means a calendar year during which services are provided by a Contractor.

Unpaid Claim Reserves means reserves and liabilities established to account for claims that were incurred during the MLR reporting year but had not been paid by the end of the MLR reporting year.

Reporting requirements related to capitation payments and expenditures

(a) **General requirements.** For each MLR reporting year, a prepaid BAYOU HEALTH Contractor must submit to DHH a report which complies with the requirements that follow, concerning premium revenue and expenses related to Louisiana Medicaid BAYOU HEALTH - Prepaid enrollees (referred to hereafter as MLR Report).

(b) **Timing and form of report.** The report for each MLR reporting year must be submitted to DHH by August 1 of the year following the end of an MLR reporting year, on Schedule AC of the DHH BAYOU HEALTH financial reporting guide.

New Enrollee Experience Adjustments

If 50 percent or more of the **total** capitation and maternity payments incurred in an MLR calendar reporting year is attributable to new enrollees with less than 12 months of experience in that MLR reporting year, the experience of these enrollee may be excluded from the MLR Report. If the Contractor chooses to defer reporting of newer business, then the excluded experience must be added to the experience reported in the following MLR reporting year.

For Medical Loss Ratio rebate calculation purposes, new enrollees assigned to a prepaid Contractor within a calendar year should be identified as those that have **not** been continuously enrolled in the Contractor. Continuous enrollment is defined as being enrolled with the Contractor for a minimum of 11 months in the calendar year reporting period. Continuous enrollment shall be determined for members that were enrolled with the current Contractor. Changes in category of eligibility, region or age classification should not be considered in determining separate enrollment spans for continuous enrollment purposes.

For new enrollee identification, enrollment spans must be separated by 63 days or more to qualify as separate enrollment spans; intervening months shall be included in the monthly count in determining the total months of continuous eligibility if comprised of 62 days or less. HEDIS rules for continuous enrollment do not apply for MLR rebate calculation purposes.

(a) **General requirements.** A Contractor must report to the Department of Health & Hospitals (DHH) total capitation payments received for Louisiana Medicaid and CHIP enrollees for each MLR reporting year. Total capitation payments means all monies paid by DHH to the Contractor as a condition of receiving coverage for core benefits and services as defined in the terms of the contract for Medicaid and CHIP enrollees.

Expenditures for clinical services provided to enrollees

(a) **General requirements.** The MLR Report must include direct claims paid to or received by providers, whose services are covered by the contract for clinical services or supplies covered by the contract. In addition, the report must include claim reserves associated with claims incurred during the MLR reporting year, the change in contract reserves, reserves for contingent benefits and the claim portion of lawsuits, and any experience rating refunds paid or received.

(1) Reimbursement for clinical services as defined in this section are referred to as “incurred claims”.

(2) Incurred claims must include changes in unpaid claims between the prior year's and the current year's unpaid claims reserves, including claims reported in the process of adjustment, percentage withholds from payments made to contracted providers, claims that are recoverable for anticipated coordination of benefits (COB), and claim recoveries received as a result of subrogation.

(3) Incurred claims must include the change in claims incurred but not reported from the prior year to the current year. Except where inapplicable, the reserve should be based on past experience, and modified to reflect current conditions such as changes in exposure, claim frequency or severity.

(4) Incurred claims must include changes in other claims-related reserves.

(5) Incurred claims must exclude rebates paid to DHH based upon prior MLR reporting year experience.

Adjustments to incurred claims

A) Adjustments that must be **deducted** from incurred claims:

- (i) Prescription drug rebates received by the Contractor.
- (ii) Overpayment recoveries received from providers.

B) Adjustments that may be **included** in incurred claims:

- (i) State subsidies based on a stop-loss payment methodology, if applicable.
- (ii) The amount of incentive and bonus payments made to providers.

C) Adjustments that must be **excluded** in incurred claims:

- (i) Amounts paid to third party vendors for secondary network savings.
- (ii) Amounts paid to third party vendors for network development administrative fees, claims processing, and utilization management.
- (iii) Amounts paid, including amounts paid to a provider, for professional or administrative services that do not represent compensation or reimbursement for

covered services provided to an enrollee. For example, medical record copying costs, attorneys' fees, subrogation vendor fees, compensation to paraprofessionals, janitors, quality assurance analysts, administrative supervisors, secretaries to medical personnel and medical record clerks must not be included in incurred claims.

Health care quality improvement (HCQI) activities that improve health care quality

(a) **General requirements.** The MLR must include direct or indirect expenditures for activities that improve health care quality, as described in this section. Indirect corporate overhead expenditures that improve health care quality may be included if separately identifiable and meeting generally accepted accounting cost allocation methodologies based on a pro rata basis.

(b) **Activity requirements.** Activities conducted by a Contractor to improve quality must meet the following requirements:

(1) The activity must be designed to:

- (i) Improve health quality.
- (ii) Increase the likelihood of desired health outcomes in ways that are capable of being objectively measured and of producing verifiable results and achievements.
- (iii) Be directed toward individual enrollees or incurred for the benefit of specified segments of enrollees or provide health improvements to the population beyond those enrolled in coverage as long as no additional costs are incurred due to the non-enrollees.
- (iv) Be grounded in evidence-based medicine, widely accepted best clinical practice, or criteria issued by recognized professional medical associations, accreditation bodies, government agencies or other nationally recognized health care quality organizations.

(2) The activity must be primarily designed to:

- (i) Improve health outcomes including increasing the likelihood of desired outcomes compared to a baseline and reduce health disparities among specified populations.

(A) Examples include the direct interaction of the Contractor (including those services delegated by contract for which the Contractor retains ultimate responsibility under the terms of the contract) with providers and the enrollee or the enrollee's representative (for example, face-to-face, telephonic, web-based interactions or other means of communication) to improve health outcomes, including activities such as:

- (1) Effective case management, care coordination, chronic disease management, and medication and care compliance initiatives including through the use of the medical homes model as defined in section 3606 of the Affordable Care Act.

Appendix B

(2) Identifying and addressing ethnic, cultural or racial disparities in effectiveness of identified best clinical practices and evidence based medicine.

(3) Quality reporting and documentation of care in non-electronic format.

(4) Health information technology to support these activities.

(5) Accreditation fees directly related to quality of care activities.

(ii) Prevent hospital readmissions through a comprehensive program for hospital discharge. Examples include:

(A) Comprehensive discharge planning (for example, arranging and managing transitions from one setting to another, such as hospital discharge to home or to a rehabilitation center) in order to help assure appropriate care that will, in all likelihood, avoid readmission to the hospital;

(B) Patient-centered education and counseling.

(C) Personalized post-discharge reinforcement and counseling by an appropriate health care professional.

(D) Any quality reporting and related documentation in non-electronic form for activities to prevent hospital readmission.

(E) Health information technology to support these activities.

(iii) Improve patient safety, reduce medical errors, and lower infection and mortality rates.

(A) Examples of activities primarily designed to improve patient safety, reduce medical errors, and lower infection and mortality rates include:

(1) The appropriate identification and use of best clinical practices to avoid harm.

(2) Activities to identify and encourage evidence-based medicine in addressing independently identified and documented clinical errors or safety concerns.

(3) Activities to lower the risk of facility-acquired infections.

(4) Prospective prescription drug Utilization Review aimed at identifying potential adverse drug interactions.

(5) Any quality reporting and related documentation in non-electronic form for activities that improve patient safety and reduce medical errors.

(6) Health information technology to support these activities.

(iv) Implement, promote, and increase wellness and health activities:

(A) Examples of activities primarily designed to implement, promote, and increase wellness and health activities, include

(1) Wellness assessments;

(2) Wellness/lifestyle coaching programs designed to achieve specific and measurable improvements;

(3) Coaching programs designed to educate individuals on clinically effective methods for dealing with a specific chronic disease or condition;

(4) Public health education campaigns that are performed in conjunction with Louisiana Office of Public Health or local health departments;

(5) Actual rewards, incentives, bonuses, reductions in copayments (excluding administration of such programs), that are not already reflected in payments or claims;

(6) Any quality reporting and related documentation in non-electronic form for wellness and health promotion activities;

(7) Coaching or education programs and health promotion activities designed to change member behavior and conditions (for example, smoking or obesity); and

(8) Health information technology to support these activities that enhance the use of health care data to improve quality, transparency, and outcomes and support meaningful use of health information technology.

(C) **Exclusions.** Expenditures and activities that **must not be** included in quality improving activities are:

(1) Those that are designed primarily to control or contain costs;

(2) The pro rata share of expenses that are for lines of business or products other than those being reported, including but not limited to, those that are for or benefit self-funded plans;

(3) Those which otherwise meet the definitions for quality improvement activities but which were paid for with grant money or other funding separate from premium revenue;

(4) Those activities that can be billed or allocated by a provider for care delivery and which are, therefore, reimbursed as clinical services;

(5) Establishing or maintaining a claims adjudication system, including costs directly related to upgrades in health information technology that are designed primarily or solely to improve claims payment capabilities or to meet regulatory requirements for processing claims (for example, costs of implementing new administrative simplification standards and code sets adopted pursuant to the Health Insurance Portability and Accountability Act (HIPAA), 42 U.S.C. 1320d-2, as amended, including the new ICD-10 requirements);

(6) The portion of activities of health care professional hotlines that does not meet the definition of activities that improve health quality;

(7) All retrospective and concurrent utilization review;

(8) Fraud prevention activities, other than fraud detection/recovery expenses up to the amount recovered that reduces incurred claims;

(9) The cost of developing and executing provider contracts and fees associated with establishing or managing a provider network, including fees paid to a vendor for the same reason;

(10) Provider credentialing;

(11) Marketing expenses;

(12) Costs associated with calculating and administering individual enrollee or employee incentives;

(13) That portion of prospective utilization that does not meet the definition of activities that improve health quality;

(14) State and federal taxes and regulatory fees; and

(15) Any function or activity not expressly included in paragraph (C) of this section, unless otherwise approved by and within the discretion of DHH, upon adequate showing by the Contractor that the activity's costs support the definitions and purposes in this Part or otherwise support monitoring, measuring or reporting health care quality improvement.

Expenditures related to Health Information Technology (HIT) and meaningful use requirements

(a) **General requirements.** A prepaid BAYOU HEALTH Contractor may include as activities that improve health care quality such Health Information Technology (HIT) expenses as are required to accomplish the activities that are designed for use by the Contractor, Contractor providers, or enrollees for the electronic creation, maintenance, access, or exchange of health information, as well as those consistent with Medicaid meaningful use requirements, and which may in whole or in part improve quality of care, or provide the technological infrastructure to enhance current quality improvement or make new quality improvement initiatives possible by doing one or more of the following:

(1) Making incentive payments to health care providers for the adoption of certified electronic health record technologies and their "meaningful use" as defined by the Department of Health and Human Services (HHS) to the extent such payments are not included in reimbursement for clinical services

(2) Implementing systems to track and verify the adoption and meaningful use of certified electronic health records technologies by health care providers, including those not eligible for Medicaid incentive payments;

(3) Providing technical assistance to support adoption and meaningful use of certified electronic health records technologies;

(4) Monitoring, measuring, or reporting clinical effectiveness including reporting and analysis of costs related to maintaining accreditation by nationally recognized accrediting organizations such as NCQA or URAC, or costs for public reporting of quality of care, including costs specifically required to make accurate determinations of defined measures (for example, CAHPS surveys or chart review of HEDIS measures and costs for public reporting mandated or encouraged by law.

(5) Tracking whether a specific class of medical interventions or a bundle of related services leads to better patient outcomes.

(6) Advancing the ability of enrollees, providers, Contractors or other systems to communicate patient centered clinical or medical information rapidly, accurately and efficiently to determine patient status, avoid harmful drug interactions or direct appropriate care, which may include electronic Health Records accessible by enrollees and appropriate providers to monitor and document an individual patient's medical history and to support care management.

(7) Reformatting, transmitting or reporting data to national or international government-based health organizations for the purposes of identifying or treating specific conditions or controlling the spread of disease.

(8) Provision of electronic health records, patient portals, and tools to facilitate patient self-management.

Other non-claims costs

(a) **General requirements.** The MLR Report must include non-claims costs described in paragraph (b) of this section and must provide an explanation of how capitation payments are used, other than to provide reimbursement for clinical services included in core benefits and services, and expenditures for activities that improve health care quality,

(b) **Non-claim costs other.** (1) The MLR Report must include any expenses for administrative services that do not constitute adjustments to capitation for clinical services to enrollees, or expenditures on quality improvement activities as defined in this Section.

(2) Expenses for administrative services include the following:

(i) Cost-containment expenses not included as expenditure related to a qualifying quality activity.

(ii) Loss adjustment expenses not classified as a cost containment expense.

(iii) Workforce salaries and benefits.

(iv) General and administrative expenses.

(v) Community benefits expenditures.

Allocation of expenses

(a) **General requirements.** Each expense must be reported under only one type of expense, unless a portion of the expense fits under the definition of or criteria for one type of expense and the remainder fits into a different type of expense, in which case the expense must be pro-rated between types of expenses. Expenditures that benefit lines of business or products other than the BAYOU HEALTH - Prepaid Contractor must be excluded on a pro rata share basis. Corporate overhead administrative allocation expenditures included in the BAYOU HEALTH – Prepaid Contractor financial statements that are separately identifiable and meet the definitions for HCQI or HIT activity inclusion are allowed based on the generally accepted accounting allocation methodology definitions provided in this Appendix.

(b) **Description of the methods used to allocate expenses.** The report required in Sec. 158.110 of this subpart must include a detailed description of the methods used to allocate expenses, including incurred claims, quality improvement expenses, Federal and State taxes and licensing or regulatory fees, and other non-claims costs, to each health insurance market in each State. A detailed description of each expense element must be provided, including how each specific expense meets the criteria for the type of expense in which it is categorized, as well as the method by which it was aggregated.

(1) Allocation to each category should be based on a generally accepted accounting method that is expected to yield the most accurate results. Specific identification of an expense with an activity that is represented by one of the categories above will generally be the most accurate method. If a specific identification is not feasible, the

Contractor should provide an explanation of why it believes the more accurate result will be gained from allocation of expenses based upon pertinent factors or ratios such as studies of employee activities, salary ratios or similar analyses.

(2) Many entities operate within a group where personnel and facilities are shared. Shared expenses, including expenses under the terms of a management contract, must be apportioned pro rata to the entities incurring the expense.

(3) Any basis adopted to apportion expenses must be that which is expected to yield the most accurate results and may result from special studies of employee activities, salary ratios, premium ratios or similar analyses. Expenses that relate solely to the operations of a reporting entity, such as personnel costs associated with the adjusting and paying of claims, must be borne solely by the reporting entity and are not to be apportioned to other entities within a group.

(c) **Maintenance of records.** The Contractor must maintain and make available to DHH upon request the data used to allocate expenses reported under this Part together with all supporting information required to determine that the methods identified and reported as required under paragraph (b) of this section were accurately implemented in preparing the MLR Report. All direct or allocable expenditure adjustments included in Schedule AC, MLR Rebate schedule must be separately listed and disclosed in Schedule AD, Supplemental Working Area of the financial reporting Excel template in support of the line item adjustment.

Formula for calculating a BAYOU HEALTH - PREPAID Contractor's medical loss ratio

(a) **Medical loss ratio.** (1) A Contractor's MLR is the ratio of the numerator, as defined in paragraph (b) of this section, to the denominator, as defined in paragraph (c) of this section.

(1) A Contractor's MLR shall be rounded to three decimal places. For example, if an MLR is 0.7988, it shall be rounded to 0.799 or 79.9 percent. If an MLR is 0.8253 or 82.53 percent, it shall be rounded to 0.825 or 82.5 percent.

(b) **Numerator.** The numerator of a Contractor's MLR for an MLR reporting year must be the Contractor's incurred claims, plus the Contractor's expenditures for activities that improve health care quality less adjustments for expenditures associated with new enrollees (if the new enrollee adjustment used).

(c) **Denominator.** The denominator of a Contractor's MLR must equal the Contractor's premium revenue including capitation and maternity payments less adjustments for revenue associated with new enrollees (if the new enrollee adjustment used).

Sec. 158.240: Rebate payments if the 85% medical loss ratio standard is not met

(a) **General requirement.** For each MLR reporting year, a Contractor must provide a rebate to DHH by August 1 following the calendar year reporting period if the Contractor's MLR does not meet or exceed the 85 percentage requirement.

(c) **Amount of rebate.** (1) For each MLR reporting year, a Contractor must rebate to DHH the total amount of capitation payments received by the Contractor from DHH multiplied by the required MLR of 85% and the Contractor's actual MLR.

(d) **Timing of rebate.** A Contractor must provide any rebate owing to DHH no later than August 1 following the end of the MLR reporting year.

(e) **Late payment interest.** A Contractor that fails to pay any rebate owing to DHH in accordance with paragraph (d) of this section or to take other required action within the time periods set forth in this Part must, in addition to providing the required rebate to the enrollee, pay DHH interest at the current Federal Reserve Board lending rate or ten percent annually, whichever is higher, on the total amount of the rebate, accruing from August 1.