

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MARYLAND

CITY OF COLUMBUS, *et al.*,

Plaintiffs,

v.

ROBERT F. KENNEDY, JR., in his official
capacity as Secretary of Health and Human
Services, *et al.*,

Defendants.

Case No. 1:26-cv-2215-BAH

NOTICE OF PRODUCTION OF ADMINISTRATIVE RECORD

On September 23, 2026, Defendants produced the complete Administrative Record for the Department of Health and Human Services' final rule entitled "*Patient Protection and Affordable Care Act; HHS Notice of Benefit and Payment Parameters for 2027; and Basic Health Program*," published in the Federal Register at 91 Fed. Reg. 29,256, to Plaintiffs' counsel by way of an email containing a Box link. Attached to this Notice is the Index of that Administrative Record and its Certification. The Record is voluminous, exceeding 11,000 pages and measuring more than 700 megabytes. To upload the Administrative Record to ECF would require breaking it into at least 23 separate attachments, using the thirty-megabyte filing limit listed on the District's website. Due to the impracticability of electronic filing, the Government obtained Plaintiffs' consent to transmit the Administrative Record to them by Box, a digital file sharing service.

On September 23, 2026, Defendants mailed a one-day FedEx package to the Court, which contained a flash drive with the Administrative Record uploaded to it. Should the Court prefer an invitation to access the files on Box, or any other medium, please contact undersigned counsel at Jordan.A.Hulseberg2@usdoj.gov or at (202) 598-3856.

DATED: September 23, 2026

Respectfully submitted,

BRETT A. SHUMATE
Assistant Attorney
General Civil Division

ERIC B. BECKENHAUER
Assistant
Director Federal
Programs
Branch

/s/ Jordan A. Hulseberg

JORDAN A.
HULSEBERG
(DC Bar No.
90033542)
Trial Attorney
U.S. Department of Justice
Civil Division, Federal Programs
Branch 1100 L Street NW
Washington, DC 20005
Phone: (202) 598-385

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

CITY OF COLUMBUS, <i>et al.</i> ,	)	
	)	
	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Civil Action No. 1:26-cv-22 15-BAH
	)	
ROBERT F. KENNEDY, JR., In his official	)	
Capacity as Secretary of the United States	)	
Department of Health and Human Services,	)	
<i>et. al.</i>	)	
Defendant.	)	
	)	

CERTIFICATION OF THE RULEMAKING RECORD

I, Renee Swann, Deputy Director, Regulations Development Group, Office of Strategic Operations and Regulatory Affairs, Centers for Medicare & Medicaid Services, United States Department of Health and Human Services, certify that, to the best of my knowledge, the documents described in the accompanying index comprise the administrative record for the “Patient Protection and Affordable Care Act, HHS Notice of Benefit and Payment Parameters for 2027; and Basic Health Program” rule finalized and published in the Federal Register on May 20, 2026 (with a correction published on July 21, 2026), including all public comments submitted in response to the proposed rule published on February 11, 2026.

Executed this 23rd day of September 2026, in Baltimore, Maryland.

Renee Swann, Deputy Director
Regulations Development Group
Office of Strategic Operations and Regulatory Affairs
Centers for Medicare & Medicaid Services
United States Department of Health and Human Services

INDEX TO THE RULEMAKING RECORD FOR
City of Columbus, No. 1:25-01117-TSC (D.D.C.)

A. Federal Register Documents

1. Patient Protection and Affordable Care Act, HHS Notice of Benefit and Payment Parameters for 2027; and Basic Health Program; Proposed Rule, 91 Fed. Reg. 28, 6292 (Feb. 11, 2026) Bates: 000001-000195
2. Patient Protection and Affordable Care Act, HHS Notice of Benefit and Payment Parameters for 2027; and Basic Health Program; Final Rule, 91 Fed. Reg. 97, 29562 (May 20, 2026) Bates: 000196-000547
3. Patient Protection and Affordable Care Act, HHS Notice of Benefit and Payment Parameters for 2027; and Basic Health Program; Correction; 91 Fed. Reg. 138, 49567 (July 21, 2026) Bates: 000548-000550

B. Comments

1. Timely Comments Received Bates: 000551-006396

C. Other Materials Considered

1. Office of Management and Budget (OMB) Circular No. A-25 Revised (1993) Bates: 006397-006406
2. Centers for Medicare & Medicaid Services (CMS) Updated 2019 Benefit Year Final HHS Risk Adjustment Model Coefficients. (July 27, 2018) Bates: 006407-006425
3. CMS. Final 2021 Benefit Year Final HHS Risk Adjustment Model Coefficients. (May 12, 2020) Bates: 006426-006451

4. CMS. 2022 Benefit Year Final HHS Risk Adjustment Model Coefficients. (July 19, 2021) Bates: 006452-006468
5. CMS. 2023 Benefit Year Final HHS Risk Adjustment Model Coefficients. (May 6, 2022) Bates: 006469-006486
6. OMB. Report to the Congress on the BBEDCA 251A Sequestration for Fiscal Year 2026. (May 30, 2025) Bates: 006487-006509
7. CMS. Model Consent Form for Marketplace Agents, Brokers, Web-brokers, and Agencies. (n.d.) Bates: 006510-006514
8. CMS. EDGE Server Announcements Benefit Year (BY) 2025 EDGE Server Webinar Series. (n.d.) Bates: 006515-006533
9. CMS. Final 2025 Benefit Year Risk Adjustment HHS-Developed Risk Adjustment Model Algorithm “Do It Yourself (DIY)” Software. (March 30, 2026) Bates: 006534-006562
10. CMS. EDGE Server Business Rules (ESBR). (Jan. 2026) Bates: 006563-006742
11. CMS. HHS-Operated Risk Adjustment Technical Paper on Possible Model Changes. (October 26, 2021) Bates: 006743-006826
12. CMS. HHS-Operated Risk Adjustment Methodology Meeting Discussion Paper. (March 24, 2016) Bates: 006827-006956
13. CMS. 2026 Benefit Year Final HHS Risk Adjustment Model Coefficients. (Jan. 13, 2025) Bates: 006957- 006973
14. CMS. HHS-Operated Risk Adjustment Technical Paper on Possible Model Changes: Summary Results for Transfer Simulations. (Dec. 28, 2021) Bates: 006974-007028
15. CMS. 2025 Benefit Year risk Adjustment HHS-Developed Risk Adjustment Model Algorithm “Do It Yourself (DIY)” Software for the 2025 Benefit Year. (January 23, 2026) Bates: 007029-007057
16. CMS. HHS-Developed Risk Adjustment Model Algorithm “Do It Yourself (DIY)” Software Instructions for the 2024 Benefit Year. (January 7, 2025) Bates: 007058-007085
17. CMS. Final HHS-Developed Risk Adjustment Model Algorithm “Do It Yourself (DIY)” Software Instructions for the 2024 Benefit Year (April 9, 2025 Update) Bates: 007086-007114

18. CMS. Summary Report On Individual And Small Group Market Risk Adjustment Transfers For The 2024 Benefit Year. (July 23, 2025) Bates: 007115-007160
19. Grassley, C. How UnitedHealth Group Puts the Risk in Medicare Advantage Risk Adjustment Majority Staff Report. (2026) Bates: 007161-007265
20. Kautter, J., et al. *The HHS-HCC Risk Adjustment Model for Individual and Small Group Markets under the Affordable Care Act*. 4 Medicare & Medicaid Research Review 4, E1. (2014) Bates: 007266-007311
21. CMS. Potential Updates to HHS-HCCs for the HHS-operated Risk Adjustment Program, Section 2.3. (June 17, 2019) Bates: 007312-007362
22. Gasteier, A. Massachusetts Health Connector's comments on the proposed 2025 Payment Notice. (Jan. 8, 2024) Bates: 007363-007366
23. Wolitzky, S.; Gasteirer, A. Massachusetts Health Connector's comments on the proposed 2024 Payment Notice. (Jan. 30, 2023) Bates: 007367-007368
24. Hileman, G., & Steele, S. Accuracy of Claims-Based Risk Scoring Models. Society of Actuaries. (2016) Bates: 007369-007458
25. CMS. 2026 Benefit Year Final HHS Risk Adjustment Model Coefficients. (January 13, 2026) Bates: 007459-007475
26. CMS. Summary Report On Individual and Small Group Market Risk Adjustment Transfers for the 2024 Benefit Year. (June 30, 2025) Bates: 007476-007520
27. CMS. Guidance on Hardship Exemptions for Individuals Ineligible for Advance Payment of the Premium Tax Credit or Cost-sharing Reductions Due to Income, and Streamlining Exemption Pathways to Coverage. (September 4, 2025) Bates: 007521-007523
28. CMS. 2024 Benefit Year Protocols ACA HHS Risk Adjustment Data Validation. Section 13.3.1.3.3 Calculate Error Rates. (May 20, 2025) Bates: 007524-007757
29. Hargan, E. Letter from Acting HHS Secretary Eric Hargan to CMS Administrator Seema Verma Regarding Payments to Issuers for Cost-Sharing Reductions (CSRs). (Oct. 12, 2017) Bates: 007758-007762
30. CMS. Unified Rate Review Instructions. (2024) Bates: 007763-007816

31. Nelson, P. CMS Insurance Standard Bulletin Series: Plan Year 2026 Individual Market Rate Filing Instructions. (May 2, 2025) Bates: 007817-007822
32. CMS. Frequently Asked Questions on Plan Year 2026 Individual Market Rate Filing Instructions. (May 27, 2025) Bates: 007823-007824
33. CCIIO. Manual for Reconciliation of the Cost-Sharing Reduction Component of Advance Payments for Benefit Year 2017. (May 27, 2025) Bates: 007825-007873
34. Healthcare.gov. Saving Money on Health Insurance: Cost-sharing Reductions. (n.d.) Bates: 007874-007876
35. Lorenz, S. Bulletin: Timing of Submission of Rate Filing Justifications for the 2026 Filing Year for Single Risk Pool Coverage Effective on or after January 1, 2027. (Feb. 23, 2026) Bates: 007877-007880
36. CMS. Plan Management Partnership in the Federally Facilitated Exchange (FFE). (May 2012) Bates: 007881-007890
37. CMS. Third-party Auditor Operational Readiness Reviews for the Enhanced Direct Enrollment Pathway and Related Oversight Requirements. (April 10, 2026) Bates: 007891-007991
38. CMS. Frequently Asked Questions (FAQs) Regarding Decommissioning the Classic Direct Enrollment (DE) Pathway. (Sept. 11, 2025) Bates: 007992-007993
39. CMS. Classic Direct Enrollment Web-broker Public List. (Dec. 8, 2025) Bates: 007994-007995
40. CMS. Entities Approved to Use Enhanced Direct Enrollment. (July 16, 2019) Bates: 007996-007997
41. United States Government Accountability Office, (GAO). Health Insurance Marketplaces: CMS Has Limited Assurance That Premium Tax Credits Exclude Certain State Benefit Costs. GAO-25-107220. (Nov. 12, 2025) Bates: 007998-008017
42. CMS. Q2 of Affordable Care Act Implementation FAQs - Set 18. (Sept. 10, 2024) Bates: 008018-008030
43. GAO. Patient Protection and Affordable Care Act: Preliminary Results from Ongoing Review Suggest Fraud Risks in the Advance Premium Tax Credit Persist. (Dec. 3, 2025) Bates: 008031-008056

44. CMS. Frequently Asked Questions: Consumer Consent & Application Review Requirements. (June 12, 2024) Bates: 008057-008080
45. HHS Office of Inspector General. General Questions Regarding Certain Fraud and Abuse Authorities. (April 23, 2026) Bates: 008081-008099
46. OIG. Office of Inspector General Policy Statement Regarding Gifts of Nominal Value to Medicare and Medicaid Beneficiaries. (December 7, 2016) Bates: 008100
47. CMS. Medicare Communications and Marketing Guidelines (MCMG). (Feb. 9, 2022) Bates: 008101-008153
48. CMS Informational Bulletin. Basic Health Program; Federal Funding Methodology for Program Year 2026. (December 10, 2025) Bates: 008154-008159
49. CMS. Working Families Tax Cuts Act (WFTCA), Section 71302: Guidance for Plan Year 2026. (December 22, 2025) Bates: 008160
50. CMS. Failure to File and Reconcile (FTR) Operations Flexibilities for Plan Years 2021 and 2022 – Frequently Asked Questions (FAQ). (July 23, 2021) Bates: 008161-008164
51. CMS. Failure to File and Reconcile (FTR) Operations Flexibilities for Plan Year 2023. (July 18, 2022) Bates: 008165
52. CMS. 2024 Marketplace Open Enrollment Period Public Use Files. (March 3, 2025) Bates: 008166-008169
53. CMS. Health Insurance Exchanges 2026 Open Enrollment Report. (April 22, 2026) Bates: 008170-008185
54. CMS. CMS Actions to Protect Consumers and Strengthen Exchange Program Integrity. (Jan. 28, 2026) Bates: 008186-008193
55. CMS. Failure to File and Reconcile (FTR) Methodology (Aug. 2025) Bates: 008194-008196
56. IRS. Check if you need to file a tax return. (accessed April 30, 2026) Bates: 008197-008201
57. IRS. Processing status for tax forms. (May 26, 2026) Bates: 008202-008204

- | | |
|---|----------------------|
| 58. Press Release, U.S. Department of Justice, “President of Insurance Brokerage Firm and CEO of Marketing Company Sentenced in \$233M Affordable Care Act Enrollment Fraud Scheme that Preyed on Vulnerable Consumers,” (Feb. 18, 2026) | Bates: 008205-008211 |
| 59. IRS. VITA/TCE Training Guide. Publication 4491. (Oct. 2025) | Bates: 008212-008567 |
| 60. IRS. File your tax return. (May 22, 2026) | Bates: 008568-008570 |
| 61. IRS. Returns filed, taxes collected and refunds issued. (April 30, 2026) | Bates: 008571-008572 |
| 62. IRS. How to correct an electronically filed return rejected for a missing Form 8962. (Nov. 9, 2025) | Bates: 008573-008576 |
| 63. GAO. Patient Protection and Affordable Care Act: Results of Enrollment Testing for the 2016 Special Enrollment Period, GAO-17-78. (Nov. 2016) | Bates: 008577-008627 |
| 64. HealthCare.gov. Calculate yearly income. (n.d.) | Bates: 008628-008629 |
| 65. HealthCare.gov. How do I resolve a data matching issue? (n.d.) | Bates: 008630-008641 |
| 66. CMS. Guide to Confirming Your Income Information. (Feb. 2025) | Bates: 008642-008654 |
| 67. CMS. Plan Year 2026 Marketplace Plans & Prices Fact Sheet. (Oct. 30, 2025) | Bates: 008655-008657 |
| 68. Bureau of Labor Statistics. (BLS) Consumer Price Index for All Urban Consumers (CPI-U): U.S. City Average, All Items. Dep't of Labor. (n.d.) | Bates: 008658-008659 |
| 69. BLS, U.S. Dep't of Labor, Current Employment Statistics Survey: Average Hourly Earnings of All Employees, Total Private, (n.d.) | Bates: 008660-008661 |
| 70. McGough, M., et. al. How Will the Loss of Enhanced Premium Tax Credits Affect Older Adults?, KFF. (Feb. 26, 2026) | Bates: 008662-008671 |
| 71. HealthCare.gov. Catastrophic Health Plans. (n.d.) | Bates: 008672-008673 |
| 72. HealthCare.gov. Health Savings Account Options. (n.d.) | Bates: 008674-008677 |
| 73. HealthCare.gov. What Marketplace Health Insurance Plans Cover. (n.d.) | Bates: 008678-008680 |

- | | |
|---|----------------------|
| 74. HHS. HHS Expands Access to Affordable Health Insurance. (Sept. 4, 2025) | Bates: 008681-008684 |
| 75. HealthCare.gov. Health Coverage Exemptions: Forms & How to Apply. (n.d.) | Bates: 008685-008688 |
| 76. CMS. Guidance on Hardship Exemptions for Persons Meeting Certain Criteria. (Nov. 21, 2014) | Bates: 008689-008692 |
| 77. CMS. Expanding Access to Health Insurance: Consumers to Gain Access to "Catastrophic" Health Insurance Plans in 2026 Plan Year. (Sept. 4, 2025) | Bates: 008693-008696 |
| 78. HealthCare.gov. How to Pick a Health Insurance Plan. (n.d.) | Bates: 008697-008698 |
| 79. CMS. 2026 Marketplace Open Enrollment Period Public Use Files. (March 27, 2026) | Bates: 008699-008702 |
| 80. IRS. IRS Notice 2026-5. Q&A 5. (Dec. 9, 2025) | Bates: 008703-008718 |
| 81. HHS. Plain Writing and Clear Communications. (May 12, 2026) | Bates: 008719-008723 |
| 82. HHS. How to pick a health insurance plan: Health Plan Categories: Bronze, Silver, Gold & Platinum (May 29, 2026) | Bates: 008724-008726 |
| 83. CMS. Registration and Training for Marketplace Agents and Brokers (March 13, 2026) | Bates: 008727-008730 |
| 84. CMS. Resources for Agents and Brokers. (March 13, 2026) | Bates: 008731-008733 |
| 85. CMS. Network Adequacy. (n.d.) | Bates: 008734-008737 |
| 86. CMS. State-based Marketplace Independent External Audit Technical Assistance. (March 15, 2016) | Bates: 008738-008747 |
| 87. CMS. Exchange Improper Payment Measurement (EIPM). (Jan. 15, 2026) | Bates: 008748-008749 |
| 88. Executive Office of the President, OMB. Transmittal of Appendix C to OMB Circular A-123. (March 5, 2021) | Bates: 008750-008828 |
| 89. Congressional Budget Office (CBO). The Estimated Effects of Enacting Selected Health Coverage Policies on the Federal Budget and on the Number of People With Health Insurance. (Sept. 18, 2025) | Bates: 008829-008842 |

90. Spanemberg, J.C., Cardoso, J.A., Slob, E.M.G.B., & Lopez-Lopez, J. *Quality Of Life Related To Oral Health And Its Impact In Adults*. Journal of Stomatology, Oral and Maxillofacial Surgery, 120(3), 234–239. (Feb. 11, 2019) Bates: 008843-008848
91. Northridge, M.E., Kumar, A., & Kaur, R. *Disparities in Access to Oral Health Care*. Annual Review Of Public Health, 41, 513-535. (April 02, 2020) Bates: 008849-008878
92. Henry J Kaiser Family Foundation (KFF). *Employer Health Benefits: 2019 Annual Survey*. (Sept. 25, 2019) Bates: 008879-009116
93. KFF. *Employer Health Benefits: 2023 Annual Survey*. (Oct. 18, 2023) Bates: 009117-009343
94. U.S. Bureau of Labor Statistics (BLS). *Employment By Size Of Establishment, Private Industry*. (March 2025) Bates: 009344
95. Elani, H. W., Rahman, M. S., Wallace, J., Rosenthal, M. B., & Sommers, B. D. *Availability Of Adult Dental Plans in the Affordable Care Act Marketplaces*, 2016–23. Health Affairs, 43(11), 1587–1596. (November 2024) Bates: 009345-009360
96. Delta Dental. *Using Dental Benefits To Improve Employee Retention*. (2025) Bates: 009361-009366
97. U.S. Department of Labor (DOL). *Selected Medical Benefits: A Report from the Department of Labor to the Department of Health and Human Services*. (April 15, 2011) Bates: 009367-009428
98. American Dental Association (ADA). *Emergency Department Referrals*. (2026) Bates: 009429-009430
99. UnitedHealthcare Dental. *The role of preventive care in reducing health care costs*. (2025) Bates: 009431-009433
100. CMS. *Premium Adjustment Percentage, Maximum Annual Limitation on Cost Sharing, Reduced Maximum Annual Limitation on Cost Sharing, and Required Contribution Percentage for the 2024 Benefit Year*. (December 12, 2022) Bates: 009434-009439
101. Musich, S., Wang, S., Hawkins, K., & Klemes, A. *The Impact of Personalized Preventive Care on Health Care Quality, Utilization, and Expenditures*. *Population Health Management*, 19 Population Health Management 389–97. (2016) Bates: 009440-009448

- 102.** Maciosek, M.V., LaFrance, A.B., Dehmer, S.P., McGree, D.A., Flottemesch, T.J., Xu, Z. Solberg, L.I. *Updated Priorities Among Effective Clinical Preventive Services*. 15 *Annals of Family Medicine* 14, 14–22 (2017) Bates: 009449-009457
- 103.** Hill, S.C. and Jacobs, P.D. *Changes In Coverage Stability And Churning For Private, Individual Insurance Under The Affordable Care Act*. 3 *Health Affairs* 1–5 (2025) Bates: 009458-009462
- 104.** Fang, H., Frean, M., Sylwestrzak, G., and Ukert, B. *Trends in Disenrollment and Reenrollment Within US Commercial Health Insurance Plans, 2006-2018*. *JAMA Network Open*. (Feb. 24, 2022) Bates: 009463-009473
- 105.** Wolf, E., Slosar, M., and Menashe, I. *Assessment of Churn in Coverage Among California’s Health Insurance Marketplace Enrollees*. *JAMA Health Forum*. (December 2, 2022) Bates: 009474-009486
- 106.** Pope, G.C., et al. *Risk Transfer Formula for Individual and Small Group Markets Under the Affordable Care Act*. 4 *Medicare and Medicaid Research Review* E1–E23 (2014) Bates: 009487-009509
- 107.** DOL. FAQs about Affordable Care Act Implementation Part V and Mental Health Parity Implementation. (Dec. 22, 2010) Bates: 009510-009516
- 108.** CMS. Affordable Care Act Implementation FAQs - Set 5. (n.d.) Bates: 009517-009531
- 109.** Pugh, Tom. *How to Switch German Health Insurance and Save Money*. *The Local Germany*. (Jan 2, 2026) Bates: 009532-009536
- 110.** CMS. Updated Revised Final 2026 Actuarial Value (AV) Calculator Methodology. (Sept. 5, 2025) Bates: 009537-009560
- 111.** CMS. Premium Adjustment Percentage, Maximum Annual Limitation on Cost Sharing, Reduced Maximum Annual Limitation on Cost Sharing, and Required Contribution Percentage for the 2025 Benefit Year. (Jan. 29, 2026) Bates: 009561-009566
- 112.** CMS. Premium Adjustment Percentage, Maximum Annual Limitation on Cost Sharing, Reduced Maximum Annual Limitation on Cost Sharing, and Required Contribution Percentage for the 2024 Benefit Year. (November 15, 2023) Bates: 009567-009572
- 113.** CMS, Projected NHEA Health Care Spending (May 20, 2026) Bates: 009573-009574

- 114.**Collins, S.; Gupta, A. *State of Health Insurance in the U.S.: 2024 Biennial Survey*. The Commonwealth Fund. (Nov. 21, 2024) Bates: 009575-009596
- 115.**Galbraith, AA; et al. Patient-Centered Outcomes Research Institute (PCORI), *Effect of High-Deductible Health Plans and Preventive Drug Lists on Asthma Attacks, Medicine Use, and Out-of-Pocket Costs – The AFFORD Study*. (April 2023) Bates: 009597-009789
- 116.**CMS. Plan Year 2025 Qualified Health Plan Choice and Premiums in HealthCare.gov Marketplaces. (Oct. 25, 2024) Bates: 009790-009803
- 117.**Hopkins, B., and Lyons, S. CBO. *The Effect of Offering ‘Simple Choice’ Plans on Premiums in the Federally Facilitated ACA Marketplaces*. (Dec. 13, 2024) Bates: 009804-009872
- 118.**Taylor, EA, et. al.. *Consumer Decision-making in the Health Care Marketplace*. RAND Corporation. (2016) Bates: 009873-009970
- 119.**Zhou, C.; Zhang, Y. *The Vast Majority of Medicare Part D Beneficiaries Still Don’t Choose the Cheapest Plans That Meet Their Medication Needs*. 31 Health Affairs, no.10: 2259–2265 (2012) Bates: 009971-009988
- 120.**CMS. 2023 Final Letter to Issuers in the Federally-facilitated Exchanges. (April 28, 2022) Bates: 009989-010016
- 121.**CMS. 2025 Final Letter to Issuers in the Federally-facilitated Exchanges (April 10, 2024) Bates: 010017-010049
- 122.**Office of Commissioner of Insurance and Fire Safety. Georgia Access Georgia Access Plan Year (PY) 2027 Qualified Health Plan (QHP) Application Instructions for Issuers. (March 30, 2026) Bates: 010050-010090
- 123.** Rae, M., et. al. *How Narrow or Broad Are ACA Marketplace Physician Networks?* KFF. (Aug. 26, 2024) Bates: 010091-010146
- 124.** National Association of Community Health Centers. *Community Health Centers: Providers, Partners and Employers of Choice*. Bates: 010147-010248
- 125.** United States Government Accountability Office. *Private Health Insurance: State and Federal Oversight of Provider Network Varies* (December 2022) Bates: 010249-010289

126. Edward, J., et al. *Significant Disparities Exist in Consumer Health Insurance Literacy: Implications for Health Care Reform*. Health Lit Res Pract. 3(4):e250-e258. (November 4, 2019) Bates: 010290-010298
127. Pollitz, K., et al. KFF *Survey of Consumer Experiences with Health Insurance*. (June 15, 2023) Bates: 010299-010353
128. OASH Health People 2030. Literature Summary, Poverty. HHS. (n.d) Bates: 010354-010361
129. CMS. Qualified Health Plan Certification, Information and Guidance. (n.d.) Bates: 010362-010367
130. CMS. Hospital Price Transparency. (May 12, 2026) Bates: 010368-010370
131. Executive Order 14221, 90 Fed. Reg. 39, 11005–1006 (Feb. 25, 2025) Bates: 010371-010382
132. Chen, C.Y. et al.. *Economic Burden of HIV in a Commercially Insured Population in the United States*. Journal of Health Economics and Outcomes Research 10(1):10-19. (November 28, 2022) Bates: 010383-010392
133. Winston, C.A. et al. *Estimated Costs of 4-Month Pulmonary Tuberculosis Treatment Regimen, United States*. Emerg Infect Dis. 29(10):2102-2104. (October 2023) Bates: 010393-010395
134. Chen, Y. et al. *Health care costs and resource use of managing hemophilia A: A targeted literature review*. J Manag Care Spec Pharm. 29(6):647-658. (June 2023) Bates: 010396-010407
135. Employee Benefits Security Administration, Department of Labor. FAQs about Affordable Care Act and Consolidated Appropriations Act (Part XXI) (Oct. 10, 2013) Bates: 010408-010411
136. Higgins, A., Brainard, N., & Veselovski, G. *Characterizing Health Plan Price Estimator Tools: Findings From a National Survey*. 22 The American Journal of Managed Care 2, 126–131. (Feb. 16, 2016) Bates: 010412-010431
137. Berlin, N. L. et. al. *Individualized Out-of-Pocket Price Estimators for "Shoppable" Surgical Procedures: A Nationwide Cross-Sectional Study of US Hospitals*. 3 Annals Of Surgery Open: Perspectives Of Surgical History, Education, And Clinical Approaches 2, 1–7. (2022) Bates: 010432-010440

138. CMS FAQs About Affordable Care Act Implementation (Part XIX). (May 2, 2014)	Bates: 010441-010457
139. HHS, DOL, and Treasury. FAQs About Affordable Care Act Implementation (Part XXI). (Oct. 10, 2014)	Bates: 010458-010474
140. CMS. Contract-Level 15 Risk Adjustment Data Validation Medical Record Reviewer Guidance. (Jan. 10, 2020)	Bates: 010475-010546
141. CMS. QHP Qualified Health Plan Certification Information and Guidance. Application Instructions (May 19, 2026)	Bates: 010547-010549
142. CMS. Health Insurance Exchange Public Use Files (Exchange PUFs). (n.d.)	Bates: 010550-010564
143. CMS. Issuer Letter. (July 19, 2019)	Bates: 010565-010568
144. CMS, Centers for Consumer Information & Insurance Oversight. Advance Payments of the Premium Tax Credit Audits. (n.d.)	Bates: 010569-010572
145. CMS. Registration for Technical Assistance Portal (REGTAP). (n.d.)	Bates: 010573
146. HHS. Appeals to DAB Administrative Law Judges (ALJs). (Oct. 17, 2016)	Bates: 010574-010576
147. HHS. Department Appeals Board (DAB): Discovery. (March 28, 2016)	Bates: 010577-010578
148. HHS. Department Appeals Board (DAB): Summoning Witnesses. (March 28, 2016)	Bates: 010579
149. U.S. Bureau of Labor Statistics Occupational Employment and Wage Statistics, May 2024 Occupation Profiles. (n.d.)	Bates: 010580
150. Office of the Assistant Secretary for Planning and Evaluation. Valuing Time in U.S. Department of Health and Human Services Regulatory Impact Analyses: Conceptual Framework and Best Practices. (September 17, 2017)	Bates: 010581-010645
151. BLS, Employed Full Time: Median Usual Weekly nominal earnings (second quarter): Wage and Salary Workers: 16 Years and over. (n.d.)	Bates: 010646-010649
152. CMS. Rate Review Data. (n.d.)	Bates: 010650-010653

- 153.** CMS. Fact Sheets & Frequently Asked Questions (FAQs): State-based Exchanges. (August 4, 2025) Bates: 010654-010660
- 154.** Kapila Y.L. *Oral Health's Inextricable Connection To Systemic Health: Special Populations Bring To Bear Multimodal Relationships And Factors Connecting Periodontal Disease To Systemic Diseases And Conditions*. 87 *Periodontology* 2000, 11–16. (2021) Bates: 010661-010666
- 155.** Bhaumik, D., et al. *What if the Adult Medicaid Dental Benefit Goes Away?* American Dental Association. Health Policy Institute. (March 2025) Bates: 010667-010681
- 156.** CareQuest Institute for Oral Health. *Dental Care in Crisis: Tracking the Cost and Prevalence of Emergency Department Visits for Non-Traumatic Dental Conditions*. (October 2025) Bates: 010682-010687
- 157.** Tebaldi, P. *Estimating Equilibrium in Health Insurance Exchanges: Price Competition and Subsidy Design under the ACA*. 92 *The Review of Economic Studies* 1, 586–620. (Feb. 22, 2024) Bates: 010688-010726
- 158.** Deshpande, et al. 2019. *Who Is Screened Out? Application Costs and the Targeting of Disability Programs*. 11 *American Economic Journal: Economic Policy* (4), 213–48. (2019) Bates: 010727-010762
- 159.** Homonoff, T., & Somerville, J. 2021. *Program Recertification Costs: Evidence from SNAP*. 11 *American Economic Journal: Economic Policy* 4, 271–98. (2021) Bates: 010763-010790
- 160.** United States Census Bureau. 2022 SUSB Annual Data Tables by Establishment Industry. (April 2025) Bates: 010791-010793
- 161.** SBA. Table Of Size Standards. (n.d.) Bates: 010794-010834
- 162.** CMS. Medical Loss Ratio Data and System Resources. (n.d.) Bates: 010835-010839
- 163.** Office of Information and Regulatory Affairs. Accounting Methods under Executive Order 14192. (n.d.) Bates: 010840-010841
- 164.** CMS. Failure to File and Reconcile Data for Plan Year 2025. (2025) Bates: 010842-010843
- 165.** OMB. Circular A-4. (Sept. 17, 2003) Bates: 010844-010891
- 166.** CBO. Health Insurance and Its Federal Subsidies: CBO and JCT's June 2024 Baseline Projections. (June 2024) Bates: 010892-010894

- 167.** Enumah, S. J., & Chang, D.C. (2021). *Predictors of Financial Distress Among Private U.S. Hospitals*. The Journal of Surgical Research 267, 251–259. (Nov. 2021) Bates: 010895-010903
- 168.** CMS. The Center for Consumer Information & Insurance Oversight: Advance Payments of the Premium Tax Credit (APTC) Audits. (Oct. 2, 2024) Bates: 010904-010907
- 169.** CMS. Standardized Plan Options and Non-Standardized Plan Option Limits and Exceptions. (April 2, 2025) Bates: 010908-010915
- 170.** CMS. OE 2025: Returning enrollee outcomes (June 2025) Bates: 010916-010919
- 171.** CMS. Monthly SEP Report 01-03-2025 (2025) Bates: 010920
- 172.** CMS. Monthly SEP Report 10-03-2025 -by SEP type. (2025) Bates: 010921
- 173.** CMS. Enrollees Without Claims. (April 28, 2025) Bates: 010922
- 174.** Malani, A.; et. al. *Improper Enrollment in the ACA Individual Market: Evidence from Zero-Claimer Patterns 2017-2024*. Duke Margolis Health Policy Center. (May 1, 2026) Bates: 010923-010963
- 175.** CMS. Eligible Noncitizen Population Analysis (2026) Bates: 010964
- 176.** CMS. Health Insurance Exchanges 2025 Open Enrollment Report. (2025) Bates: 010965-010984
- 177.** OMB, Information Collection Review, OMB Control No. 0938-1190. (n.d.) Bates: 010985
- 178.** CMS Model forms, OMB Control Number: 0938-1438, Expiration Date: 07/31/2028. (n.d.) Bates: 010986-010990
- 179.** CMS. Percentage of One-Year Enrollees Who Fail to Reconcile (2026) Bates: 010991
- 180.** CMS Projections of National Health Expenditures and Health Insurance Enrollment: Methodology and Model Specification (June 24, 2026) Bates: 010992-011023
- 181.** CMS National Health Expenditures by Type of Service and Source of Funds: Calendar Years 1960 to 2034 (n.d.). Bates: 011024-011048

- | | |
|--|----------------------|
| 182. CMS, CMS, Payment Policy and Financial Management Group (PPFMG). APTC and Exchanges on the Federal Platform User Fee Assessment Reports, 2019 FFE Audit Report Part 1.zip (n.d.) | Bates: 011049-011068 |
| 183. CMS, Audit Report Zip File (n.d.) | Bates: 011069-011267 |
| 184. Executive Order 14192, 90 Fed. Reg. 24. (Feb. 6, 2025) | Bates: 011268-011270 |
| 185. Executive Order 12866, 58 Fed. Reg. 190. (Sep. 30, 1993) | Bates: 011271-011280 |
| 186. CMS Qualified Health Plan Issuer Application Instructions Plan Year 2027. (August 2026) | Bates: 011281-011497 |
| 187. CMS, 2024 UDS Data, HRA (Sept. 18, 2026) | Bates: 011498 |