

From: [DMHC Licensing eFiling](#)
Subject: APL 18-008 (OFR) - AB 72 Delegated Entity Report
Date: Friday, March 23, 2018 10:41:48 AM
Attachments: [APL18-008 \(OFR\) - AB72 Delegated Entity Report.pdf](#)
[AB 72 Delegated Entity Report Template.xlsx](#)

Dear Health Plan Representative,

Please find the attached All Plan Letter and Template, regarding guidance for AB 72 Delegated Entity Report.

Thank you.

ALL PLAN LETTER

Date: March 23, 2018

To: All Licensed Health Plans¹

From: Pritika Dutt, Deputy Director
Office of Financial Review

Re: APL 18-008 (OFR) Guidance Regarding AB 72 Delegated Entity Report

Assembly Bill (AB) 72 (Stats. 2016, ch. 492) prohibits a noncontracting individual health care professional from “surprise balance billing” an enrollee when the enrollee received covered services from a contracting health facility at which, or as a result of which, the enrollee received service from the noncontracted individual health professional. AB 72’s prohibition on surprise balance billing took effect **July 1, 2017**.

Health plans may delegate payment functions to various entities (Delegated Entities). The DMHC’s AB 72 Independent Dispute Resolution Process (IDRP) allows a plan to name a delegated entity as the responsible payor for purposes of IDRP. Once a Delegated Entity is named by the plan, the Delegated Entity must participate in the IDRP when applicable.

Each plan must submit annually a Delegated Entity Report listing all of the plan’s Delegated Entities. The first Delegated Entity Report was due November 15, 2017. Subsequent reports are due by **November 15** of each year.

This APL provides guidance regarding the required annual Delegated Entity Report.

Contents and Submission

The Delegated Entity Report must contain:

- The name and title of the individual(s) at the health plan, including at least one (1) alternate contact, responsible for receiving and responding to communications from the DMHC regarding the IDRP established by AB 72,

¹ This APL does not apply to Medi-Cal Managed Care Plans, Medicare plans, Mexican health plans licensed pursuant to California Health and Safety Code 1351.2, or discount health plans.

including the individuals' e-mail address and direct telephone numbers, with extensions, if applicable.

- The name of each Delegated Entity.
- The Risk Bearing Organization numbers, if applicable.
- The Delegated Entities' mailing addresses.
- The Delegated Entities' contact information, including the name and title of the individual(s), including at least one (1) alternate contact, responsible for receiving and responding to communications from the DMHC for purposes of the IDRPs, including the individuals' e-mail address and direct telephone numbers, with extensions, if applicable.

If there are no changes to a plan's previously filed Delegated Entity Report, the plan must submit a Delegate Entity Report stating there are no changes.

The DMHC created the attached AB 72 Delegated Entity Report template that plans may use to submit information about their Delegated Entities.

Plans must submit the Delegated Entity Report electronically to the DMHC as a **"Report/Other"** via the DMHC's eFiling web portal.

If you have any questions regarding the submission process of the AB 72 Delegated Entity Report, please contact Pritika Dutt at Pritika.Dutt@dmhc.ca.gov or (916) 324-8137.

Attachment: AB 72 Delegated Entity Report Template

