

**AGENDA**

*Note: All lectures Monday-Friday will take place in Hotung Room 1000.*

**MONDAY, JULY 21, 2014:  
THE ARRIVAL OF THE ACA**

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9:00 AM-9:15 AM	<b>REGISTRATION AND WELCOME BREAKFAST</b>
9:15 AM-9:30 AM	<b>WELCOME AND OPENING REMARKS</b>  Tim Westmoreland, <i>Georgetown Law</i> Sabrina Corlette, <i>Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University</i>
9:30 AM-10:30 AM	<b>THE ORIGINS OF HEALTH INSURANCE IN THE US</b> This session will outline the basic underpinnings of American health insurance. It will include the origins of the concepts of commercial health insurance, including the tax-law treatment of insurance and the advent of self-insurance under ERISA. It will include the enactment and evolution of the Medicare and Medicaid programs.  Judy Feder, <i>McCourt School of Public Policy, Georgetown University</i>
10:30 AM-10:45 AM	<b>COFFEE BREAK</b>
10:45 AM-12:00 PM	<b>THE LABORATORY OF THE STATES: HEALTH REFORM BEFORE THE ACA: MASSACHUSETTS AND OTHERS</b> This session will cover the State-law-based experiments for expanded health insurance that preceded the Affordable Care Act (ACA). It will outline the Massachusetts Health Connector and its successes and shortcomings in coverage and in workforce needs.  Linda Blumberg, <i>Urban Institute</i>
12:00 PM-2:00 PM	<b>LUNCH - THE PASSAGE OF THE ACA</b> This session will describe the politics and procedural maneuvers leading to the ACA. It will cover the enactment of the combined three-committee bill in the House and the Majority Leader's consolidated bill in the Senate. It will discuss the limitations and opportunities offered by the ultimate decision to approach the ACA as a budget measure.  Julie Rovner, <i>Kaiser Family Foundation</i>

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2:00 PM-3:15 PM

**OVERVIEW OF THE ACA STATUTE**

This session will outline the major provisions of the ACA. It will cover the basic provisions of insurance regulation reform for individual, small-group, and large-group plans; the creation of the State and Federal exchanges; the tax subsidies available for assistance in purchase of insurance; and the expansion of the Medicaid program (as enacted).

Tim Westmoreland, *Georgetown Law*

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3:15 PM-3:45 PM

**BREAK**

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3:45 PM-5:00 PM

**THE ACA IN THE COURTS**

This session will cover the major litigation over the ACA to this point. It will cover the Constitutional challenges to the requirement that individuals have health insurance as well as to the requirement that States expand their Medicaid programs to include all low-income citizens. The session will summarize the Supreme Court holding in *NFIB v. Sebelius*. It will also outline other challenges to the ACA, including the Constitutional challenge to the requirement that employer-sponsored plans include coverage of contraception as well as the statutory challenge to the provision of subsidies in Federally administered exchanges.

Timothy Jost, *Washington and Lee Law School*

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**TUESDAY, JULY 22, 2014:  
MEDICAID AND THE ACA**

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9:00 AM-9:45 AM

**MEDICAID THEN**

This session will outline the major provisions of the Medicaid statute and regulations from its original enactment in 1965 through the passage of the ACA. It will outline the mandatory and optional coverage of categories of beneficiaries, the mandatory and optional coverage of categories of benefits, and the various Federal matching assistance available to States. It will also describe major forms of waivers of the basic statute over time.

Andy Schneider, *Center for Medicare and Medicaid Services, Department of Health and Human Services*  
Tim Westmoreland, *Georgetown Law*

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9:45 AM-10:00 AM

**COFFEE BREAK**

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10:00 AM-11:00 AM

**MEDICAID AND THE ACA**

This session will outline the original implementation of the Medicaid provisions of the ACA. It will discuss expansion of Medicaid eligibility and the forms of Federal matching assistance available to States. It will also discuss the effect of the Supreme Court's holding in *NFIB v. Sebelius*, limiting the ability of the Federal government to enforce the requirements for Medicaid expansion.

Cindy Mann, *Center for Medicare and Medicaid Services, Department of Health and Human Services*

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11:00 AM-12:15 PM

**MEDICAID AND ITS BENEFICIARIES UNDER THE ACA**

This session will discuss the experience of current and potential Medicaid beneficiaries in enrollment and participation in the new ACA programs. It will highlight opportunities for administrative clarification and simplification of eligibility and appeals.

Mara Youdelman, *National Health Law Program*

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12:15 PM-1:30 PM

**LUNCH - THE ACA AND INCOME INEQUALITY**

This session will discuss the potential effects of the ACA on income inequality. It will explore who gains, who loses, and how much from the ACA.

Henry Aaron, *Brookings Institution*

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1:30 PM-3:00 PM

**MEDICAID NOW—IMPLEMENTATION, EXPANSION, AND EXPERIMENTATION UNDER THE ACA**

This session will explain the ACA expansion of Medicaid coverage, focusing on the creation of the new childless-adult group. It will outline the implementation of the expansion among the States, providing the current status of states' decisions. This session will also discuss the various State-based experiments to create Medicaid expansions that are different

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in form and process from traditional Medicaid, including both State Plan Amendments and waivers.

MaryBeth Musumeci, *Kaiser Family Foundation*  
Joan Alker, *McCourt School of Public Policy, Georgetown University*

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2:45 PM-3:15PM

**BREAK**

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3:15 PM-4:30 PM

**MEDICAID AND CHIP—LOW-INCOME CHILDREN’S HEALTH**

This session will describe current coverage of health care for low-income children in both the Medicaid and CHIP programs as well as how the Affordable Care Act has changed the landscape. It will discuss upcoming issues and possibilities for such coverage.

Joan Alker, *McCourt School of Public Policy, Georgetown University*

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4:45 PM-7:00PM

**WELCOME RECEPTION**

*(HELD UPSTAIRS IN HOTUNG ROOM 2001)*

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**WEDNESDAY, JULY 23, 2014:  
PRIVATE INSURANCE AND THE ACA**

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9:00 AM-10:00 AM	<p><b>OVERVIEW OF ACA EXCHANGES, TAX CREDITS, AND MANDATES</b></p> <p>This session will provide background on the ACA's private health insurance market reforms through a review of the state and federal regulatory framework prior to the ACA. It will introduce the three key pillars of the private-insurance provisions of the ACA: the creation of health insurance marketplaces, federal premium tax credits, and the individual and employer mandates.</p> <p>Sabrina Corlette, <i>Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University</i> Kevin Lucia, <i>Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University</i></p>
10:00 AM-10:15 AM	<p><b>COFFEE BREAK</b></p>
10:15 AM-11:45 AM	<p><b>ACA EXCHANGES AND MARKET REFORMS</b></p> <p>This session will provide an in-depth understanding of the status of implementation of the health insurance marketplaces and the private health insurance market reforms of the ACA.</p> <p>Sarah Dash, <i>Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University; Vice President for Policy, The Alliance for Health Reform</i> Justin Giovannelli, <i>Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University</i></p>
11:45 AM-1:15 PM	<p><b>LUNCH AND OPEN DISCUSSION</b></p> <p>Only the Beginning: What's Next for the Health Insurance Exchanges?</p> <p>This session will explore the ways in which health insurance marketplaces, now that they are up and running, might be in a position to make decisions that will shape the organization, quality, and financing of U.S. health care.</p> <p>Sabrina Corlette, <i>Health Policy Institute, Georgetown University</i> Kevin Lucia, <i>Health Policy Institute, Georgetown University</i> David Cusano, <i>Health Policy Institute, Georgetown University</i> David Chandra, <i>Center on Budget and Policy Priorities</i></p>
1:15 PM-2:30 PM	<p><b>ACA AFFORDABILITY PROGRAMS—TAX CREDITS AND COST-SHARING REDUCTIONS</b></p> <p>This session will provide an in-depth understanding of the structure and policy issues related to implementation of the ACA's affordability programs.</p> <p>Judy Solomon, <i>Center on Budget and Policy Priorities</i> Karen Pollitz, <i>Kaiser Family Foundation</i></p>

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2:30 PM-3:00 PM

**BREAK**

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3:00 PM-4:00 PM

**IMPLEMENTATION OF ACA EXCHANGES—CASE STUDY**  
**The Launch of a State-Based Exchange: Challenges and Lessons Learned**

This panel of state officials will discuss the legal and policy issues confronting a state, specifically the District of Columbia, in efforts to build and sustain a viable exchange.

Leighton Ku, *Trachtenberg School of Public Policy, George Washington University*

Philip Barlow, *DC Department of Insurance*

Debra Curtis, *DC Health Benefit Exchange*

Kevin Lucia, *Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University*

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4:00 PM-5:00 PM

**THE ACA AND THE ECONOMY**

This session will focus on the effects of the ACA the U.S. job market and the economy. It will explore the question “Will Health Care Reform Hurt the Economy and Increase Unemployment?”

John Holahan, *Urban Institute*

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**THURSDAY, JULY 24, 2014:  
EFFECTS OF THE ACA**

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9:00 AM-10:00 AM	<b>STATE AND FEDERAL REGULATION OF INSURANCE</b> This panel of federal regulators and a representative from the National Association Of Insurance Commissioners (NAIC) will discuss current and future challenges for the implementation and oversight of the ACA's market reforms.  <i>David Cusano, Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University</i> <i>Elena Lynett, Employee Benefits Service Administration, Dept. of Labor</i> <i>Robert Imes, Consumer Information and Insurance Oversight, Department of Health and Human Services</i> <i>Brian Webb, National Association of Insurance Commissioners</i>
10:00 AM-10:15 AM	<b>COFFEE BREAK</b>
10:15 AM-11:45 AM	<b>NONDISCRIMINATION AND THE AFFORDABLE CARE ACT</b> Although discrimination has long been a trademark practice of the health insurance industry, the Affordable Care Act includes expansive new protections that prohibit discrimination based on factors such as health status, age, race, gender, and sexual orientation. This session will provide an overview of these significant new protections, discuss how these rules are being implemented (or not implemented) at the federal and state levels, and explore recent legal challenges by consumers claiming that insurers have adopted discriminatory benefit designs.  <i>Katie Keith, Trimpa Group</i> <i>Hillary Schneller, National Women's Law Center</i>
11:45 AM-1:15 PM	<b>LUNCH</b>
1:15 PM-2:15 PM	<b>THE ACA AND WOMEN'S HEALTH</b> This session will discuss the opportunities provided by the ACA for improvements in health services for women. It will outline the availability of screening and preventive services (without cost-sharing), including mammography, cervical-cancer screening, and contraception.  <i>Ruth Katz, The Aspen Institute</i>
2:15 PM-2:45 PM	<b>BREAK</b>

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2:45 PM-4:00 PM

**THE ACA AND PEOPLE WITH SPECIAL HEALTH CARE NEEDS**

This session will outline the health-care needs of people with disabilities and chronic illnesses. It will discuss the ACA's adoption of parity in the provision of mental-health services, as well as the statutory prohibition of discrimination against individuals on the basis of disability. It will discuss the limited assistance provided for long-term services and supports under the ACA.

Jeff Crowley, *O'Neill Institute, Georgetown Law*

Dania Palanker, *National Women's Law Center*

Laura Skopec, *American Cancer Society*

Karl Cooper, *American Association on Health and Disability*

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4:00 PM-5:00 PM

**THE ACA AND IMMIGRANTS**

This session will lay out the differential treatment of immigrants under the ACA and other Federal health statutes. It will discuss the ban on services to undocumented immigrants and the limitations of services to legal immigrants and other person legally residing in the US.

Sonya Schwartz, *Center For Children and Families, McCourt School of Public Policy, Georgetown University*

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**FRIDAY, JULY 25, 2014:  
WHAT'S NEXT FOR THE ACA**

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9:00 AM-10:15 AM

**UPCOMING ISSUES IN THE ACA**

This session will outline upcoming Federal and State legislation and administrative action needed to implement the ACA. It will also discuss the potential for Federal and State action to “repeal and replace” the ACA, as well as to bar implementation of specific requirements of the statute.

Sheila Burke, *Baker Donelson*  
Jack Ebeler, *Health Policy Alternatives*

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10:15 AM-10:30 AM

**COFFEE BREAK**

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10:30 AM-11:45 AM

**CONGRESSIONAL OVERSIGHT OF THE ACA**

This session will outline the various oversight and investigation efforts that have been undertaken by the Congress on the ACA. It will involve Congressional staff who have been and are actively involved in these efforts, highlighting the challenges to executive-branch actions to interpret the statute or delay the effective dates of some provisions.

Madhu Chugh, *WilmerHale*  
Brian Cohen, *House Energy and Commerce Committee*  
Sean Hayes, *House Energy and Commerce Committee*

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11:45 AM-1:15 PM

**LUNCH - LAWYERING THE ACA**

This session will include a presentation by the chief lawyer for the Department of Health and Human Services, outlining some of the implementation issues that have arisen as well as some of the litigation challenging the statute itself.

William Schultz, *Department of Health and Human Services*

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1:15 PM-2:30 PM

**THE POLITICAL FUTURE OF THE ACA**

This session will include presentations by Congressional staff who are active in legislative efforts to amend or repeal the ACA. It will highlight the potential for political change in the next election and outline both procedural and budget limitations on these efforts.

Amy Hall, *House Energy and Commerce Committee*  
Jocelyn Moore, *Senate Finance Committee*  
Rodney Whitlock, *Senator Grassley (R-IA)*

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2:30 PM-3:45 PM

**OPEN DISCUSSION AND QUESTIONS**

This session will summarize the major topics of discussion for the week, attempting to pull them together to form an understanding of the state of private and public insurance in the US. It will provide opportunities for answering questions that have arisen during the week, as well as discussing upcoming topics that would merit additional meetings.

Tim Westmoreland, *Georgetown Law*

Sabrina Corlette, *Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University*

Kevin Lucia, *Center on Health Insurance Reforms, McCourt School of Public Policy, Georgetown University*

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