

Title: Required appeals related documents when the PEBB Program conducts a brief adjudicative proceeding

PEBB Program Administrative Policy 60-1

Contact:	Rules Specialist, ERB Division	Effective:	January 1, 2019
		Rescinded:	
Associated RCW:	41.05.008	Supersedes:	
Associated WAC:	182-16-2010		
	182-16-2020		
	182-16-2030		
	182-16-2050 182-16-2090		
Assoc. fed law/reg:		Owner:	Policy, Rules, & Compliance Manager, ERB Division
Associated Procedures:			
Associated Forms & Communication		Approved by:	<i>[Signature]</i>
		Position:	Director of the PEBB Program
		Date approved:	11/29/2018

Purpose:

This policy clarifies what particular documents are required from an employing agency or third-party administrator when the Public Employees Benefits Board (PEBB) Program is conducting a brief adjudicative proceeding at the request of one of its employees or subscribers.

Policy:

1. When the PEBB Program receives a request for a brief adjudicative proceeding from an employee of an employing agency or subscriber to a third-party administrator, the PEBB Program has 10 business days from receiving the notice of appeal to gather the needed information and to make a decision. This 10 business day timeline requires good information upfront so a quality decision can be made.

Once a request for a brief adjudicative proceeding is received by the PEBB Program from an employee, it is analyzed for completeness. Often, important information is missing that is needed by the PEBB Program to make an informed decision. When this happens the PEBB Appeals Unit contacts the employing agency or third-party administrator and requests the missing information. It is important that the information is provided by the

employing agency or third-party administrator no later than two business days after the request so the appeal can be heard in a timely manner.

2. Many requests for brief adjudicative proceedings require the same type of information. The table below contains some of the more common request for brief adjudicative proceedings that are conducted by the PEBB Program and the type of information or documents that should be automatically sent by the employing agency or third-party administrator. While this is not a complete list for every circumstance, and the PEBB Program may require additional documentation that must be provided under the timelines established in subsection (2), it does contain the most commonly needed information and documents.

Type of Brief Adjudicative Proceeding	Documents to Send
Waive medical	<p>Generally, any supporting documents that support the agency's decision to deny the request.</p> <ul style="list-style-type: none"> - Specifically, notices of eligibility, including when and how sent; date stamped enrollment forms, if any.
Plan change request	<ul style="list-style-type: none"> - Enrollment forms (date stamped), if any.
Surcharge appeal	<ul style="list-style-type: none"> - Current attestation form, if any. - If by default, notices of eligibility, including when and how sent; date stamped enrollment forms, if any. - If they wrongly attested by mistake, the attestation, if available.
Subscriber states they moved and didn't receive notice	<ul style="list-style-type: none"> - Date subscriber moved and when (if) they changed their address with employer.
Enrolling dependent	<ul style="list-style-type: none"> - If subscriber is defaulted, notices of eligibility, including when and how sent. - Did agency advise employee of need to provide dependent verification documents?
Change in plan due to Special Open Enrollment (SOE)	<ul style="list-style-type: none"> - Document(s) that supports having a SOE. - Date stamped enrollment forms requesting the change.