

STATE OF INDIANA

EXECUTIVE DEPARTMENT INDIANAPOLIS

EXECUTIVE ORDER 25-28

**FOR: INCREASING OPPORTUNITY FOR HOOSIERS BY ENABLING
SPLIT RISK POOLS IN HEALTH COVERAGE**

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS.

WHEREAS, the Affordable Care Act (“Obamacare”) was intended to make health insurance coverage affordable for all Americans;

WHEREAS, health insurance premiums on the individual market have more than doubled since Obamacare was implemented and the average premium is more than six thousand dollars per person;

WHEREAS, approximately two-thirds (2/3) of uninsured Americans cite the cost of insurance as the reason they remain uninsured;

WHEREAS, health insurance providers traditionally group (“pool”) applicants for coverage based on risk factors that determine the cost of coverage;

WHEREAS, Obamacare requires that insured members be grouped into a single pool when calculating such risk factors;

WHEREAS, such pooling has made health insurance unsustainably expensive for hard working individuals, families, and small businesses across the State of Indiana;

WHEREAS, pooling reforms, including splitting pools may lower premiums by an average of twenty-five percent (25%);

WHEREAS, the Indiana Department of Insurance (“IDOI”) regulates health insurance in State of Indiana; and

WHEREAS, allowing insurers to split groups of health insurance applicants and covered individuals into specific pools by risk level will help make access to care more attainable and truly affordable for all Hoosiers;

NOW, THEREFORE, I, MICHAEL K. BRAUN, by virtue of the authority vested in me as the Governor of the State of Indiana, do hereby order that:

1. IDOI is directed to evaluate all changes necessary to policies, procedures, regulations, and statutes to enable a health insurance provider to consider enrollees

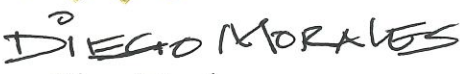
who enroll in health plans offered in the individual market through the Health Insurance Marketplace (“Exchange”) to be members of a separate risk pool as enrollees who enroll in health plans offered in the individual market outside of the Exchange. The review shall be completed by October 31, 2025, with a written report provided to the Governor and the Legislative Council by November 30, 2025.

2. IDOI shall seek all waivers necessary to waive the requirements of 42 U.S.C. § 18032(c) to allow issuers to consider Exchange enrollees and non-Exchange enrollees to be members of separate risk-pools. The Department shall take all steps necessary to develop and submit this waiver.
3. IDOI shall provide written, quarterly progress reports to the Governor until the directives herein have been fully implemented.
4. Nothing in this Order shall permit or allow the State of Indiana to create or establish an Exchange under 42 U.S.C. § 10831.



IN TESTIMONY WHEREOF, I,
Michael K. Braun, have hereunto set
my hand and caused to be affixed the
Great Seal of the State of Indiana on
this 21th day of January, 2025.


Michael K. Braun Governor of Indiana


ATTEST: Diego Morales
Secretary of State