

# Provider Memorandum

## Updated Standards for Downstream and Delegated Entities—Marketplace

The Department of Health and Human Services (HHS) published the Notice of Benefit and Payment Parameters (NBPP) for 2023 Final Rule in the Federal Register, which establishes various requirements for issuers offering Qualified Health Plans (QHPs) through Federally-Facilitated Exchanges (FEEs) and state-based exchanges on the federal platform (SBE-FPs). One of the provisions included in the NBPP is related to Standards for Downstream and Delegated Entities (§ 156.340) and requires that Molina Healthcare of Illinois (Molina) amend our provider contracts with a new Marketplace regulatory attachment.

The rule requires that all agreements between QHP issuers (Molina) and their downstream and delegated entities include language stating that the relevant exchange authority, including state exchanges, may demand and receive the downstream or delegated entity's books, contracts, computers, or other electronic systems, including medical records and documentation, relating to the QHP issuer's obligations in accordance with federal standards under paragraph (a) of this section until 10 years from the final date of the agreement period.

Providers participating in Molina's Marketplace line of business should expect detailed communication to follow regarding the required contract amendments.

### Questions?

We're here to help. Contact your Provider Network Manager or email the Provider Network Management team at [MHILProviderNetworkManagement@MolinaHealthcare.com](mailto:MHILProviderNetworkManagement@MolinaHealthcare.com). For help identifying your Provider Network Manager, visit [Molina's Service Area](#) page at [MolinaHealthcare.com](https://www.molinahealthcare.com).

### Availity Provider Portal

We continue our transition to the Molina Availity Provider Portal, a tool that streamlines your claims management, authorizations, and eligibility/benefit verification. Are you registered? [Click here](#).

### Get Critical Updates

Receive news and updates about Molina services and plan requirements delivered straight to your inbox! [Click here](#) to join Molina's provider email list.

**Note:** Molina's website and documents are best viewed in Google Chrome or Microsoft Edge.