

**MINUTES OF THE MEETING OF THE  
NEW JERSEY SMALL EMPLOYER HEALTH BENEFITS PROGRAM BOARD  
HELD TELEPHONICALLY PURSUANT TO EXECUTIVE ORDER 103 (MURPHY)  
November 28, 2023**

**Members Present:**

Herbert K. Ames  
Robert Axelrod (Oscar Garden State)  
Gary Cupo  
Phil Gennace (DOBI)  
Margaret Koller  
Taylor Kopelan (Horizon)  
Bob Morrow (United)  
\*Thomas Pownall (Aetna Health)  
Adam Young (AmeriHealth)

**Others:**

Jeffrey Posta, Deputy Attorney General

**I. Call to Order**

M. Koller called the meeting to order at 12:02 P.M.

**II. Public Comments**

No members were present to offer public comment.

**III. Review of Meeting Minutes: September 20, 2023**

G. Cupo made a motion to approve the Meeting Minutes for September 20, 2023 without amendments. This motion was seconded by H. Ames. All voting members present voted yes. The motion was carried.

**IV. Policy Forms Discussion**

\*T. Pownall joined the meeting at 12:08 prior to the discussion of the policy forms.

P. Gennace reviewed proposed amendments to Appendix Exhibit F, which also appear in Exhibits G, W, and Y. P. Gennace noted that the first change updates the plan years referenced; the next change is to the definition of “practitioner”, which is being updated to comply with P.L. 2023, c. 2; the next change is to the “Colorectal Cancer Screenings Charges” provision, to comply with P.L. 2023, c. 8; and the final set of proposed changes are being made so the policy forms are consistent with CMS guidance issued in May 2023 relating to coordination of benefits.

M. Koller inquired as to the process moving forward if the Board voted to approve the Notice of Proposal today. P. Gennace explained that if the Board voted to approve the forms, they would be filed at the OAL, which would trigger the SEH Board’s expedited rulemaking process including

a 20-day public comment period and a public hearing. Following the submission of comments and testimony, the Board would be able to make changes and then vote again to approve a Notice of Adoption. The proposed changes would become effective upon filing of that Notice. P. Gennace noted that this process could be completed prior to the next scheduled meeting, which is currently on December 20, 2023.

G. Cupo made a motion to approve the Notice of Proposal. B. Morrow seconded the motion. All voting members present voted yes. The motion was carried.

**V. Public Comments**

No members of the public offered comments.

**VI. Close of Meeting**

G. Cupo made a motion to adjourn the meeting. T. Pownall seconded the motion. All voting members present voted yes. The motion was carried.

[The meeting adjourned at 12:26 P.M.]

Public known to be in attendance:

Dana Kelly (Horizon)