

[INSERT DATE]

[NAME]

[HOSPITAL NAME]

[ADDRESS]

[CITY], [STATE] [ZIP CODE]

RE: Anthem Blue Cross and Blue Shield's Waiver Relating to [Hospital Name]'s Participation in the Charter Oak Health Plan

Dear [NAME]:

Connecticut Attorney General Richard Blumenthal recently expressed his concern that some hospitals were not participating in the provider networks for the Charter Oak Health Plan because one or more provisions in Anthem Blue Cross and Blue Shield's ("Anthem's") participating hospital agreements may have the effect of restraining such participation. The purpose of this letter is to eliminate any misconception that Anthem's participation agreement with [HOSPITAL NAME] (the "Hospital") in any way restrains the Hospital from participating in the provider networks for the Charter Oak Health Plan.

As I am sure you are aware, the Charter Oak Health Plan currently is subsidized by the State of Connecticut and provides health benefits for Connecticut residents who meet the eligibility and underwriting criteria for coverage. A description of the Charter Oak Health Plan, including benefit design, eligibility criteria, underwriting requirements, income guidelines and premium subsidies can be found at www.charteroakhealthplan.com. For purposes of this communication and Anthem's waiver set forth below, the state-subsidized Charter Oak Health Plan in effect on February 1, 2010, as described at the aforementioned website and as configured under Connecticut General Statutes Section 17b-311 and the policies, procedures and/or regulations adopted to date by the Commissioner of Social Services, and excluding changes to any of the foregoing subsequent to February 1, 2010 that are given retroactive effect, is referred to as the "Current Charter Oak Program."

Anthem recognizes that the Current Charter Oak Program provides health insurance benefits to Connecticut residents who may not have access to other coverage. ***Therefore, if the Hospital participates in one or more provider networks for the Current Charter Oak Program, Anthem hereby waives any provision of the participating hospital agreement between Anthem and the Hospital (the "Agreement") that would have the effect, because of such participation, of reducing the Hospital's compensation under the Agreement.*** Anthem's waiver is limited in applicability to the Current Charter Oak Program. This waiver is effective as of the date of the Hospital's participation in any participating provider network for the Current Charter Oak Program and shall continue until the earliest to occur of the following: (i) the Agreement terminates or is terminated; (ii) the Current Charter Oak Program terminates or is terminated; or (iii) Anthem revokes this waiver in writing upon not less than one hundred eighty (180) days notice to the Hospital as a result of the elimination of the State's subsidy of the Charter Oak Health Plan or the implementation of any material change to the benefit design, eligibility criteria and/or the underwriting criteria for the Current Charter Oak Program regardless of the effective date of such change. Any such revocation shall be effective on a prospective basis only.

Please feel free to call me at (203) 985-7906 if you have any questions. Otherwise, there is no need for you to respond to this letter, as Anthem's waiver is self-executing.

Sincerely,

Deremius Y. Williams
Executive Director.
Provider Network Management