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DOUGLAS A. DUCEY  
Governor

TOBI ZAVALA  
Executive Director

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MEMORANDUM

FROM: Tobi Zavala, Executive Director

DATE: January 11, 2022

RE: No Surprises Act

At the January 7, 2022 Board Meeting, Ms. Zavala provided information regarding the No Surprises Act, a federal regulation, that was signed into law in the final days of 2020. The No Surprises Act establishes financial and billing disclosure requirements for health care providers and health care facilities. The federal act has an effective date of January 1, 2022, however, additional rules regarding the implementation are in progress. Ms. Zavala stated that Board staff has received both calls and emails from licensees seeking guidance regarding the No Surprises Act. Ms. Zavala stated that the Board does not provide legal advice or advisory opinions. The Board discussed directing licensees to contact their insurance company, national organization, Centers for Medicare and Medicaid Services (CMS), the Department of Insurance and Financial Institutions, and their legal counsel for specific business practice advice.

Following review and discussion by members, Mr. Davis moved, seconded by Ms. Bailey, that Board staff does not have regulatory authority to address, provide advisory opinions, or provide legal advice regarding the No Surprises Act.