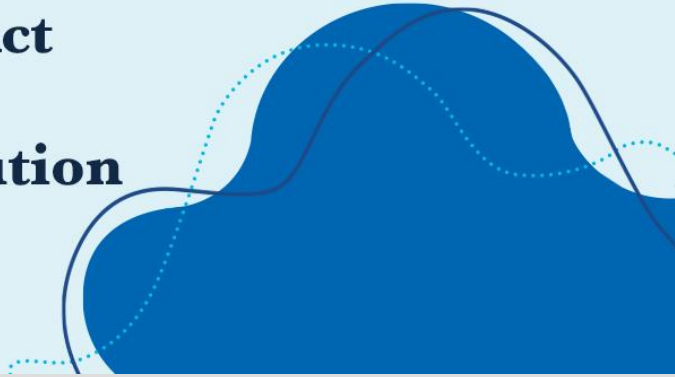




No Surprises Act Independent Dispute Resolution



The Federal Independent Dispute Resolution (IDR) process remains temporarily suspended. Disputing parties are unable to initiate new disputes, and, effective August 25, 2023, the Departments have directed certified IDR entities to pause all IDR-related activities.

On August 24, 2023, the U.S. District Court for the Eastern District of Texas issued a judgment and order in *Texas Medical Association, et al. v. United States Department of Health and Human Services, et al.*, Case No. 6:22-cv-450-JDK (*TMA III*), vacating certain portions of 86 Fed. Reg. 36,872, 45 C.F.R. § 149.130 and 149.140, 26 C.F.R. § 54.9816-6T and 54.9817-1T, 29 C.F.R. § 2590.716-6 and 2590.717-1, and 5 C.F.R. § 890.114(a) as well as certain portions of several guidance documents. The Departments are currently reviewing the court's decision and evaluating current IDR processes, templates, and system updates that will be necessary to comply with the court's order.

The Departments will issue updates in the near future and will provide specific directions to certified IDR entities and disputing parties for resuming IDR-related activities in a manner consistent with the court's judgment and order.

IDR Team

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Department of Health and Human Services
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Center for Consumer Information & Insurance Oversight