



## Covered California Timeline of OBBBA and Marketplace Final Rule Changes

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The timeline below consolidates the effective dates for specified provisions under the ["One Big Beautiful Bill" Act](#) and the [Marketplace Final Rule](#) that impact the Covered California marketplace.

OBBBA:  Marketplace Final Rule

Effective Date	Provision/Source	Guidance, Regs, Sunsets, Grandfathering
8/25/25: DACA recipients excluded from definition of "legally present"  *Covered CA ends DACA coverage 8/31/25	45 CFR § 155.20	
8/25/25: At or below 150% FPL Special Enrollment Period (SEP) paused	45 CFR § 155.420(d)	Sunsets 12/31/26
8/25/25: New coverage can be conditioned on payment of past-due premiums  * This provision will not take effect as planned due to an injunction.	45 CFR § 147.104(i)	
8/25/25: Income verification when tax data unavailable or sources indicate income <100% FPL  *This provision will not take effect as planned due to an injunction.	45 CFR § 155.320(c)(3)(iii) & 155.320(c)(5)	Sunsets 12/31/26
8/25/25: Ends automatic 60-day extension to resolve income inconsistency. Only have statutory minimum of 90 days to resolve data matching errors.	45 CFR § 155.315	

12/15/25 (PY 2026): Ends automatic re-enrollment hierarchy  *Covered CA is seeking CMS approval to continue the Bronze to Silver crosswalk	45 CFR 155.335(j)(4)	State-Based Marketplaces have option to use alternative reenrollment procedures with CMS approval.
12/15/25 (PY 2026): \$5 premium penalty applied to APTCs for enrollees with \$0 premium plans who fail to re-apply to renew coverage.  *This provision will not take effect due to an injunction.	45 CFR 155.335(a) and (n)	Note: \$5 penalty applied each month until eligibility confirmed.
PY 2026: Covered CA must deny APTCs for failure to reconcile (FTR) for 1 year.  *This provision will not take effect due to an injunction. Covered CA is turning off FTR functionality.	45 CFR 155.305(f)(4)	Sunsets: 12/31/2026  Note: OBBBA reinstates 1-year rule permanently starting PY 2028. (see below)
1/1/26: "Specified sex-trait modification procedures" prohibited as an EHB.	42 CFR 156.115, 156.400	States can defray the cost by covering with state funds. Covered CA's approach is unknown at this time.
1/1/26: Prohibits lawfully present non-citizens with incomes under 100% FPL (5-year bar) who are not eligible for Medicaid from qualifying for premium tax credits (PTCs)	26 U.S.C. § 36B(c)(1)	
2026 PY: Requires full repayment of excess advanced premium tax credits (APTCs) and rescinds prior caps for people up to 400% FPL	26 U.S.C. § 36B(f)(2)	"Safe harbor" for people with actual income <100% FPL remains in place at 26 CFR § 1.36B-2(b)(6)(i).
1/1/26: Prohibits eligibility for PTCs for individuals enrolled under income-based SEP	26 U.S.C. § 36B(c)(3)(A)	

PY 2027: Shorter open enrollment period for individual market coverage – OEP begins no later than 11/1 and ends no later than 12/31 Maximum duration of nine (9) calendar weeks. All enrollments must start on 1/1	45 CFR § 155.410	
1/1/27: Limits non-citizen PTC eligibility to LPRs (green card holders), Cuban/Haitian entrants, and COFA migrants	26 U.S.C. § 36B(e)	
PY 2028: Covered CA must deny APTCs for failure to reconcile for 1 year.	26 U.S.C. § 36B(c)(6)	*See above re: injunction.
1/1/28: Pre-enrollment verification requirements apply for PTCs*  *Household income, immigration status, health coverage/eligibility status, place of residence, family size, or other info determined by the Secretary of the Treasury	26 U.S.C. § 36B(c)	*Covered CA must provide HHS the process for pre-verification by 8/1/27.