



FOR IMMEDIATE RELEASE

October 22, 2026

Press Contact:

Kelly Loussedes, SVP of Public Relations
202.595.3074 or kloussedes@nabip.org

NABIP Continues Legal Challenge Against CMS Moratorium Affecting Nearly 19,000 Agents and Brokers
Association Seeks Court Relief to Restore Marketplace Registration During Open Enrollment

Washington, D.C. — With Open Enrollment beginning November 1, the National Association of Benefits and Insurance Professionals (NABIP) continues its legal challenge to a moratorium imposed by the Centers for Medicare & Medicaid Services (CMS). The policy prevents approximately 19,000 licensed agents and brokers who were not registered with the federal Marketplace for Plan Year 2026 from registering to assist consumers during the upcoming Open Enrollment period.

Following yesterday's hearing in the U.S. District Court for the District of Maryland, NABIP continues to pursue legal relief on behalf of its members and other affected agents and brokers.

"We appreciate the court hearing our concerns about the irreparable harm this moratorium is imposing on our members," said NABIP President Mychal Walker. "As the court recognized, the public should have had notice and an opportunity to comment before the Department of Health and Human Services (HHS) adopted a rule allowing CMS to prevent thousands of agents and brokers from helping consumers choose their health coverage."

Although the court did not immediately order CMS to resume registration, NABIP looks forward to the next hearing on November 5. The association will seek to demonstrate why CMS should be required to allow affected agents and brokers to complete the necessary training and registration as soon as possible during Open Enrollment.

NABIP filed its lawsuit on October 15, seeking to overturn the HHS rule and CMS moratorium and restore agent and broker registration. [Read NABIP's October 15 press release.](#)

Case: *National Association of Benefits and Insurance Professionals v. Robert F. Kennedy, Jr., et al.*, No. 1:26-cv-04311-SAG, U.S. District Court for the District of Maryland.

###

The [National Association of Benefits and Insurance Professionals \(NABIP\)](#) is a leading national association representing health insurance and employee benefits professionals nationwide. NABIP advocates for access to high-quality, affordable healthcare and provides professional development opportunities for its members.