

Gag Clause Attestation Delegation



Item 9 - Group Insurance Board

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Action Needed

The Department of Employee Trust Funds (ETF) requests the Group Insurance Board (Board) delegate authority to ETF's secretary to submit the Gag Clause Prohibition Compliance Attestation (GCPCA) required by the Consolidated Appropriations Act (CAA) for the Group Health Insurance Program (GHIP).

Background

- What is a Gag Clause
- Attestations Requirements
- Recommendation

Gag Clause

Providing provider-specific cost or quality of care

Electronically accessing de-identified claims and encounter information

Sharing information or data

Attestations Requirements

Submit annually

Health and pharmacy

Due December 31

Ways to Attest

Vendors

- Program Agreement amendment needed to address continued Board liability
- The Board would need to keep track of which providers have submitted attestations for each benefit

ETF

- Previously submitted information supplied by vendors
- 2024 Program Agreement addition



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Questions?