Gag clause reporting
Prohibition compliance attestation

As part of the Consolidated Appropriation Act of 2021, insurance companies and employer-based health plans are required to annually submit a gag clause prohibition compliance attestation (GCPCA) to the Departments of Health and Human Services, Labor and Treasury. These provisions generally prohibit plans and issuers from entering into certain provider agreements that would prevent the disclosure of cost or quality of care information or data, and certain other information to active or eligible participants, beneficiaries and enrollees of the plan or coverage; plan sponsors; or referring providers, or that would restrict the plan or issuer from sharing such information with a business associate.

The first submission is due on Dec. 31, 2023, with subsequent submissions due each Dec. 31 thereafter. At Geisinger Health Plan, we're committed to helping our customers fulfill these requirements.

What type of plans are required to submit this information?
- All Individual and Group Health Plans, including:
  - Grandfathered and grandmothered plans
  - Policies sold inside and outside of the Exchanges
  - Student health plans
  - Individual policies sold through an association
  - ERISA plans
  - All other group health insurance plans

How we can help
Fully-insured group and self-funded employer group coverage
Geisinger Health Plan will complete and submit all required web forms, including the Excel template as applicable, to the departments on behalf of the employer for the initial and all subsequent reporting periods. No action or additional information is needed.

If you have questions or need help, contact your account manager.

This document is provided for informational purposes only, not for the purpose of providing legal advice.
Geisinger Health Plan may refer collectively to health care coverage offered or administered by Geisinger Health Plan, Geisinger Quality Options, Inc., and Geisinger Indemnity Insurance Company, unless otherwise noted.