



CARRIER NOTICE

●●●● Updates affecting your benefit coverage ●●●●

October 16, 2024

UnitedHealthcare self-funded/ASO, Surest plan sponsors must complete annual attestation

No action required by fully insured, level-funded plan sponsors

The Consolidated Appropriations Act (CAA) gag clause prohibition requires issuers and plan sponsors to attest that any agreements they enter with health care providers, third-party administrators or other service providers will not contain language restricting access to cost and quality-of-care information. Compliance requires an annual submission of a Gag Clause Prohibition Compliance Attestation (GCPA) by December 31, 2024, from the plan and/or issuer.

UnitedHealthcare (UHC) has stated that self-funded/ASO plan sponsors must provide their own attestation given UHC may not have all the information for a group needed to complete the attestation. UHC released letters confirming [UMR](#) and [Surest](#) health care agreements comply with the gag clause requirements.

Fully insured plan sponsors, as well as level-funded clients, do not need to take any action, given UHC's submission will satisfy the attestation requirement for both entities.

Bukaty Companies has prepared a [How-To Guide](#) with screen shots and links to help self-funded/ASO clients navigate the attestation process.

For additional information and support, contact your Bukaty benefits consultant or support team.