



Notice for fully-insured and self-funded group medical health plan sponsors



Gag Clause Prohibition Compliance Attestation Update and Reminder

Attestation required by December 31, 2024

At Humana, we value our customers and are committed to keeping you informed throughout the ongoing reporting requirements under the Consolidated Appropriations Act, 2021 (CAA) and support efforts that provide greater transparency to help protect consumers.

The CAA Prohibition on Gag Clauses provision requires an annual Gag Clause Prohibition Compliance Attestation (GCPCA) by group health plan sponsors. A “gag clause” is a contractual term that directly or indirectly restricts specific data and information that a plan or issuer can make available to another party. The prohibition applies to agreements between group health plans or insurers and providers, third-party administrators (TPAs), or other service providers.

To ensure the most accurate information is submitted, all group medical health plan sponsors will be required to complete and submit their own Gag Clause Prohibition Compliance Attestation via the process established by the Tri-Agencies by **December 31, 2024**. Humana is not submitting an attestation on behalf of fully-insured or self-funded group health plan sponsors due to Humana’s ongoing exit from the employer group medical business and because Humana lacks vital group information required to file the attestation.

A link to the submission page and instructions for completing this attestation can be found below:

[Instructions for submitting the GCPCA](#) | [GCPCA User Manual](#) | [GCPCA Submission Homepage](#) | [GCPCA Reporting Entity Excel Template \(Only Accessible through Chrome or Firefox\)](#)

Humana Gag Clause Compliance Attestation

Humana confirms compliance with the gag clause prohibition requirements in its provider agreements. This attestation includes its general provider agreements such as medical, pharmacy and other health programs (e.g. TeleDoc, Doctor on Demand and EAP). This confirmation of compliance is limited to the provider agreement types managed by Humana during the time that your group participated with a Humana medical plan.

If you have any additional questions, please reach out to your Humana account representative.

