

GAG CLAUSE AGREEMENT

ATTESTATION

This agreement does not change any of the terms outlined in the main service agreement signed by both parties originally. This agreement is solely applicable to the filing of the gag clause attestation and in no way confirms the plan sponsor's compliance with the gag clause prohibition.

Beginning on December 31, 2023, and repeating annually thereafter, each group health plan is required to attest to the plan's compliance with the gag clause prohibition which is a provision of the No Surprises Act by submitting an attestation to the Centers for Medicare and Medicaid Services. As part of the services provided to the plan sponsor by Planstin, Planstin agrees to submit this attestation on the client plan's behalf for as long as 1) the client plan remains a client of Planstin, 2) the attestation remains a regulatory requirement, and 3) the client plan has not provided notice that the client plan will be filing the attestation on their own. Additionally, the client plan agrees to provide any and all information reasonably requested by Planstin in relation to the attestation within 2 business days of receiving the request. The client plan acknowledges that while Planstin will submit the attestation on the client plan's behalf, the client plan sponsor remains legally responsible for compliance with the requirements of both the gag clause prohibition and the attestation. Failure to provide the attestation may result in a civil penalty of \$100 per day for each individual affected by a violation. Failure by the client plan to provide any and all information requested by Planstin could delay the submission of the attestation. Planstin is not responsible for inaccurate information supplied by the client plan and/or submitted in the attestation, either through error or omission.

Name of Group:

Name of Group Contact:

Title of Group Contact:

Signature of Group Contact:

Date:
