

HIPAA Opt-Out Elections for Self-Funded Non-Federal Governmental Plans

This table, which will be updated periodically, reflects active HIPAA exemption elections, as authorized by section 2722(a)(2) of the Public Health Act (42 USC § 300gg-21(a)(2)), as amended, and implementing federal regulations at 45 CFR § 146.180.

For plans beginning before September 23, 2010, the seven requirement categories from which sponsors of self-funded non-federal governmental plans may elect to exempt those plans were:

1. Limitations on preexisting condition exclusion periods.
2. Special enrollment periods.
3. Prohibitions against discriminating against individual participants and beneficiaries based on health status.
4. Standards relating to benefits for mothers and newborns.
5. Parity in the application of certain limits to mental health benefits.
6. Required coverage for reconstructive surgery following mastectomies.
7. Coverage of dependent students on medically necessary leave of absence.

Plans with plan years beginning on or after September 23, 2010 are not able to opt out of provisions #1-3 above. The opt-out elections of plans with collective bargaining agreements (CBAs) ratified before March 23, 2010, remain in effect until these plans' respective CBA's expire.

In this table, "X" means that the entity has opted out of this item; "-" means that the entity has not opted out of this item.

This table was last updated July 2025

* Unless otherwise noted below, the opt-out(s) is/are in effect for one year from the Plan Effective Date.

<u>State</u>	<u>Sponsor</u>	<u>Plan Effective Date</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>
Alaska	Public Employees Local 71 Trust Fund CBA	7/1/2025-7/1/2026	---	---	---	X	--	X	X
Arkansas	Arkansas Municipal League	01/01/2025	---	---	---	X	---	X	---
California	Los Angeles County Metropolitan Transportation Authority & Sheet, Metal, Air, Rail &	7/1/2022-6/30/2027	---	---	---	---	X	---	---
Illinois	Community Consolidated School District #15 CBA)	09/01/2016 - 08/31/2026	---	---	---	---	X	---	---
Illinois	County of Henry - covering: Fraternal Order of Police, American Federation of State, County	12/1/2023-11/30/2025	---	---	---	X	X	X	X
Mississippi	Department of Finance and Administration State and School Employees' Life and Health Insuran	01/01/2025	---	---	---	X	---	X	---
New York	County of Suffolk - covering: Three Village Teachers Association, Smithtown Teachers	1/1/2017-12/31/2025	---	---	---	---	X	---	---
New York	CWA Local 1180 Security Benefits Fund SDF 2022 -CBA	1/1/2024-6/12/2027	---	---	---	X	X	X	X
New York	Enlarged City School District of Middletown. CBA For Middletown Administrators Assoc.,	01/01/2018-06/30/2028	---	---	---	---	X	---	---
New York	Niagara County - covering: Premium, Core, Value, and First Choice	12/27/2023 - 12/27/2026	---	---	---	---	X	---	---
Texas	County of Dallas (PEBC Dental Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Dallas (PEBC High Deductible Medical Plan HDP)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Dallas (PEBC PPO Medical Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Denton (PEBC Dental Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Denton (PEBC High Deductible Medical Plan HDP)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Denton (PEBC PPO Medical Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Montgomery (Montgomery County Employee Benefit Plan)	01/01/2025	---	---	---	X	---	X	---
Texas	County of Parker (PEBC Dental Plan)	12/29/2024	---	---	---	X	---	X	X
Texas	County of Parker (PEBC High Deductible Medical Plan HDP)	12/28/2024	---	---	---	X	---	X	X
Texas	County of Parker (PEBC PPO Medical Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Tarrant (PEBC Dental Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Tarrant (PEBC High Deductible Medical Plan HDP)	12/30/2024	---	---	---	X	---	X	X
Texas	County of Tarrant (PEBC PPO Medical Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	Fort Bend County	01/01/2025	---	---	---	X	---	X	---

Texas	ISD Plano Employee Benefit Plan Risk Pool	09/01/2024	---	---	---	X	---	---	---
Texas	Montgomery County Texas- (Montgomery County Retiree Benefit Plan)	01/01/2025	---	---	---	X	---	X	---
Texas	North Texas Tollway Authority (PEBC Dental Plan)	12/28/2024	---	---	---	X	---	X	X
Texas	North Texas Tollway Authority (PEBC High Deductible Medical Plan HDP)	12/28/2024	---	---	---	X	---	X	X
Texas	North Texas Tollway Authority (PEBC PPO Medical Plan)	12/30/2024	---	---	---	X	---	X	X
Texas	The University of Texas System - UT SELECT	09/02/2024	---	---	---	X	---	X	X
Texas	TML MultiState Intergovernmental Employee Benefits Pool	01/01/2025	---	---	---	X	---	X	X
Washington	Alaska State Employees Associatin American Federation of State County and Mun	7/1/2025-7/1/2026	---	---	---	X	---	X	X
Washington	APEA-AFT Health and Welfare Trust-CBA	07/01/2025- 06/30/2026	---	---	---	X	---	X	---
Washington	City of Bellevue - General Core Plan-CBA	1/1/2024-12/31/2025	---	---	---	---	X	---	---

