

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.

Plans with plan years beginning more than 180 days from December 29, 2022 are not able to opt out of provision #5 above. The opt-out election for provision #5 of plans with multiple CBAs of varying lengths ratified before December 29, 2022 can continue to opt out of provision #5 until the last day of the longest CBA.

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 December 15, 2023

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

State	Sponsor	Plan Effective Date	1	2	3	4	5	6	7
Alabama	Auburn University Health Plan "New"	01/01/2023	---	---	---	---	X	---	---
Alabama	Attentus Moulton LLC	01/01/2023	---	---	---	---	X	---	---
Alabama	Board of Trustees for The University of Alabama (The University of Alabama Huntsville - Self	01/01/2023	---	---	---	---	X	---	---
Alabama	Board of Trustees for The University of Alabama (The University of Alabama - System Office)	01/01/2023	---	---	---	---	X	---	---
Alabama	Board of Trustees for The University of Alabama (The University of Alabama - Self Funded Health	01/01/2023	---	---	---	---	X	---	---
Alabama	Baldwin County Commission	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Auburn	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Fairhope Plan Option 1	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Fairhope Plan Option 2	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Huntsville COH Group Health Plan PPO	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Huntsville COH Group Health Plan HDHP	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Mobile	01/01/2023	---	---	---	X	X	X	X
Alabama	The Health Care of Authority of the City of Anniston	01/01/2023	---	---	---	---	X	---	---
Alabama	City of Orange Beach	01/01/2023	---	---	---	---	X	---	---
Alabama	Cullman County Commission	01/01/2023	---	---	---	---	X	---	---
Alabama	Health Care Authority of the City of Huntsville d/b/a Huntsville Hospital(HHSHDHP)	01/01/2023	---	---	---	---	X	---	---
Alabama	Health Care Authority of the City of Huntsville d/b/a Huntsville Hospital(PPO PLAN)	01/01/2023	---	---	---	---	X	---	---
Alabama	Local Government Health Insurance Board	01/01/2023	---	---	---	---	X	---	---
Alabama	North Baldwin Utilities NBU 20495	01/01/2023	---	---	---	---	X	---	---
Alabama	State Employees' Insurance Board	01/01/2023	---	---	---	---	X	---	---
Alabama	University of South Alabama - USA Health & Dental Plan	01/01/2024	---	---	---	X	---	---	X
Alaska	Alaska Care Employee Health Plan	01/01/2023	---	---	---	---	X	---	---

Arizona	Central Arizona Water Conservation District	01/01/2023	---	---	---	---	X	---	---
Arizona	City of Chandler	01/01/2023	---	---	---	---	X	---	---
Arizona	City of Phoenix(Banner Aetna HMO)	01/01/2023	---	---	---	---	X	---	---
Arizona	City of Phoenix(BCBS PPO)	01/01/2023	---	---	---	---	X	---	---
Arizona	City of Phoenix(BCBS Saver's Choice Plan)	01/01/2023	---	---	---	---	X	---	---
Arizona	Fort Defiance Indian Hospital Board, Inc.	01/01/2023	---	---	---	---	X	---	---
Arizona	Hopi Tribe Employee Health & Welfare Benefits Plan	01/01/2023	---	---	---	---	X	---	---
Arkansas	Arkansas Municipal League	01/01/2024	---	---	---	X	---	X	---
California	County of Orange - Wellwise Choice Health Plan	01/01/2023	---	---	---	---	X	---	---
California	Fresno Unified School District - CBA-covering: Fresno Teachers Association, California School	07/01/2019-06/30/2024	---	---	---	---	X	---	---
California	Los Angeles Firemen's Relief Association	01/01/2023	---	---	---	---	X	---	---
California	Redding Rancheria	01/01/2023	---	---	---	---	X	---	---
California	Tri-County Schools Insurance Group	01/01/2023	---	---	---	---	X	---	---
California	Los Angeles County Metropolitan Transportation Authority & Sheet, Metal, Air, Rail &	07/01/2022-06/30/2025	---	---	---	---	X	---	---
Colorado	Town of Avon	01/01/2023	---	---	---	---	X	---	---
Florida	School Board of Alachua County Health Plan	01/01/2023	---	---	---	---	X	---	---
Florida	County of St. Johns Board of County Commissioners	01/01/2023	---	---	---	---	X	---	---
Florida	Florida Firefighters Insurance Trust Fund	01/01/2023	---	---	---	---	X	---	---
Florida	IAFF Local 587 Health Insurance Trust Fund	01/01/2023	---	---	---	---	X	---	---
Florida	Lee Health Plan (LMHFJ05)	01/01/2024	-	-	-	X	---	X	X
Florida	Manatee County Government Board of County Commissioners	01/01/2023	---	---	---	---	X	---	---
Florida	Miami Beach Fraternal Order of Police Trust Fund	01/01/2023	---	---	---	---	X	---	---
Florida	Palm Beach Firefighters Employee Benefits Fund-Group benefit Plan	01/01/2023	---	---	---	---	X	---	---
Florida	School Board of Orange County-CBA - covering: OESPA CBLT - Orange Education Support	10/01/2022-06/30/2025	---	---	---	---	X	---	---
Florida	St. Johns County School District	01/01/2023	---	---	---	---	X	---	---
Illinois	City of Chicago (Medical PPO Option for Police)	01/01/2023	---	---	---	---	X	---	---
Illinois	City of Chicago (Group Health Plan: Medical PPO Plan)	01/01/2023	---	---	---	---	X	---	---
Illinois	City of Loves Park	12/01/2023	---	---	---	X	---	---	---
Illinois	Community Consolidated School District #15 CBA)	09/01/2016 - 08/31/2026	---	---	---	---	X	---	---
Indiana	Good Samaritan Hospital	01/01/2023	---	---	---	---	X	---	---
Indiana	Greene County General Hospital Medical Plan	01/01/2023	---	---	---	---	X	---	---
Indiana	Henry County Memorial Hospital-Plan 1	01/01/2023	---	---	---	---	X	---	---
Indiana	Johnson Memorial Hospital (Plan A)	01/01/2023	---	---	---	---	X	---	---
Indiana	Johnson Memorial Hospital (Plan B)	01/01/2023	---	---	---	---	X	---	---
Indiana	Riverview Hospital (Riverview Health Health Plan)	01/01/2023	---	---	---	---	X	---	---
Indiana	Witham Health Services PPO	01/01/2023	---	---	---	---	X	---	---
Indiana	Witham Health Services HDHP	01/01/2023	---	---	---	---	X	---	---
Kansas	City of Wichita (City of Wichita Premium Plan)	01/01/2023	---	---	---	---	X	---	---
Kansas	City of Wichita (City of Wichita Select Plan)	01/01/2023	---	---	---	---	X	---	---
Louisiana	Calcasieu Parish Police Jury	12/27/2022	---	---	---	---	X	---	---
Louisiana	North Oaks Health System Employee Health Benefit Plan - PPO Medical and Prescription Drug	01/01/2023	---	---	---	---	X	---	---
Louisiana	North Oaks Health System Employee Health Benefit Plan - PCA Medical and Prescription Drug	01/01/2023	---	---	---	---	X	---	---
Michigan	State of Michigan (State Health Plan PPO - Retiree)	01/01/2023	---	---	---	---	X	---	---
Michigan	State of Michigan (State Health Plan PPO)-CBA	1/1/2024 - 12/31/2024	---	---	---	---	X	---	---
Michigan	State of Michigan (State Health Plan MA - Retiree)	01/01/2023	---	---	---	---	X	---	---
Michigan	State of Michigan (State HDHP with HSA)-CBA	1/1/2024-12/31/2024	---	---	---	---	X	---	---

Mississippi	Department of Finance and Administration State and School Employees' Life and Health Insurance	01/01/2023	---	---	---	X	X	X	---
Missouri	City Utilities of Springfield, Missouri (City Utilities Health Plan)	01/01/2023	---	---	---	---	X	---	---
Nebraska	City of Lincoln, Nebraska dba Lincoln Electric System (Lincoln Electric System Employee Health C	01/01/2023	---	---	---	---	X	---	---
Nebraska	Nebraska Public Power District (Active Employees)	01/01/2023	---	---	---	---	X	---	---
Nebraska	Nebraska Public Power District (Employees in Disability Status)	01/01/2023	---	---	---	---	X	---	---
Nebraska	Nebraska Public Power District (Pre-65 Retirees)	01/01/2023	---	---	---	---	X	---	---
Nevada	Clark County Nevada - covering: Clark County Self-Funded Group Medical and Dental Benefit Pl	01/01/2023	---	---	---	---	X	---	---
New York	County of Suffolk - covering: Three Village Teachers Association, Smithtown Teachers	01/01/2023	---	---	---	---	X	---	---
New York	CWA Local 1180 Security Benefits Fund SDF 2022	01/01/2023	---	---	---	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	New York City Local 246 SEIU Welfare Benefits Fund (CBA)	01/01/2023	---	---	---	X	X	X	X
New York	Niagara County - CBA-Niagara County Health Plan	12/27/2023 - 12/27/2026	---	---	---	---	X	---	---
New York	Suffolk School Employees Health Plan	01/01/2023	---	---	---	---	X	---	---
New York	Westchester County - covering: CSEA, NYSNA, COBA, SOA, PBA, SPBA, Teamster, and UFPO	01/01/2023	---	---	---	---	X	---	---
North Carolina	County of Craven	07/01/2023	---	---	---	X	---	X	---
Oklahoma	City of Bartlesville	01/01/2023	---	---	---	---	X	---	---
Oklahoma	City of Edmond, OK ACO	01/01/2023	---	---	---	---	X	---	---
Oklahoma	City of Edmond, OK Standard	01/01/2023	---	---	---	---	X	---	---
Oklahoma	City of Edmond, OK Enhanced	01/01/2023	---	---	---	---	X	---	---
Oklahoma	Tahlequah Hospital Authority d/b/a Northeastern Health System (Northeastern Health System	01/01/2023	---	---	---	---	X	---	---
Oregon	Emerald People's Utility District	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	Cocalico School District (Cocalico School District Preferred Provider Organization - Aetna)	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	County of Lebanon - covering: Social Services, Court Appointed Professionals, Court Related	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	County of Schuylkill- Schuylkill County Courthouse	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	Donegal School District	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	East Lampeter Township - covering: East Lampeter Township Police Officers Association and	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	Northern York County Regional Police	01/01/2023	---	---	---	---	X	---	---
Pennsylvania	Pennsylvania Municipal Health Insurance Purchasing Cooperative	01/01/2023	---	---	---	---	X	---	---
Texas	Bexar County Health Plan	01/01/2023	---	---	---	---	X	---	---
Texas	City of Abilene 2023 HIPAA Opt-out	01/01/2023	---	---	---	---	X	---	---
Texas	City of Austin	01/01/2023	---	---	---	X	X	X	X
Texas	County of Lubbock Self Funded	01/01/2023	---	---	---	---	X	---	---
Texas	City of Mesquite GHP	01/01/2023	---	---	---	---	X	---	---
Texas	City of Midland Plan A	01/01/2023	---	---	---	---	X	---	---
Texas	City of Midland Plan B	01/01/2023	---	---	---	---	X	---	---
Texas	City of Tyler Texas GHP	01/01/2023	---	---	---	---	X	---	---
Texas	County of Dallas (PEBC Dental Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Dallas (PEBC High Deductible Medical Plan HDP)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Dallas (PEBC PPO Medical Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Denton (PEBC Dental Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Denton (PEBC High Deductible Medical Plan HDP)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Denton (PEBC PPO Medical Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Montgomery	01/01/2023	---	---	---	X	X	X	---
Texas	County of Montgomery (Montgomery County Employee Benefit Plan)	01/01/2024	---	---	---	X	---	X	---
Texas	County of Parker (PEBC Dental Plan)	12/29/2023	---	---	---	X	---	X	X
Texas	County of Parker (PEBC High Deductible Medical Plan HDP)	12/28/2023	---	---	---	X	---	X	X

Texas	County of Parker (PEBC PPO Medical Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Tarrant (PEBC Dental Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Tarrant (OAPIN - JPS Health Network Open Access Plus IN Plan).	01/01/2023	---	---	---	---	X	---	---
Texas	County of Tarrant (HDHPQ - JPS Health Network Open Access Plus IN Plan).	01/01/2023	---	---	---	---	X	---	---
Texas	County of Tarrant (PEBC High Deductible Medical Plan HDP)	12/30/2023	---	---	---	X	---	X	X
Texas	County of Tarrant (PEBC PPO Medical Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	Fort Bend County	01/01/2024	---	---	---	X	---	X	---
Texas	Galveston County TAC HEBP	01/01/2023	---	---	---	X	X	X	X
Texas	Guadalupe Regional Medical Center	01/01/2023	---	---	---	---	X	---	---
Texas	Housing Authority of the City of San Antonio SAHA Group HP	01/01/2023	---	---	---	---	X	---	---
Texas	ISD of Keller Essential Plan	01/01/2023	---	---	---	---	X	---	---
Texas	ISD of Keller High Deductible Plan	01/01/2023	---	---	---	---	X	---	---
Texas	ISD of Keller Major Medical Plan	01/01/2023	---	---	---	---	X	---	---
Texas	ISD Plano Employee Benefit Plan Risk Pool	09/01/2023	---	---	---	X	---	---	---
Texas	Leander ISD Medical Plan	01/01/2023	---	---	---	---	X	---	---
Texas	Lubbock County Hospital District d/b/a UMC Health Plan	01/01/2023	---	---	---	---	X	---	---
Texas	Montgomery County Hospital District (MCHD HDHP Plan)	01/01/2023	---	---	---	---	X	---	---
Texas	Montgomery County Hospital District (PPO)	01/01/2023	---	---	---	---	X	---	---
Texas	Montgomery County Texas- (Montgomery County Retiree Benefit Plan)	01/01/2024	---	---	---	X	---	X	---
Texas	North Texas Tollway Authority (PEBC Dental Plan)	12/28/2023	---	---	---	X	---	X	X
Texas	North Texas Tollway Authority (PEBC High Deductible Medical Plan HDP)	12/28/2023	---	---	---	X	---	X	X
Texas	North Texas Tollway Authority (PEBC PPO Medical Plan)	12/30/2023	---	---	---	X	---	X	X
Texas	The University of Texas System - UT SELECT	09/01/2023	---	---	---	X	---	X	X
Texas	TML MultiState Intergovernmental Employee Benefits Pool	01/01/2024	---	---	---	X	---	X	X
Texas	Town of Flower Mound	01/01/2023	---	---	---	---	X	---	---
Texas	Uvalde County Hospital Authority	04/01/2023	---	---	---	---	X	---	---
Utah	Utah Public Employee Health Program-Canyons School District	01/01/2023	---	---	---	---	X	---	---
Utah	Washington County (Seld Funded Insurance)	01/01/2023	---	---	---	---	X	---	---
Virginia	A1000 The Rector and Board of Visitors of the University of Virginia - UVA Health Plan	01/01/2023	---	---	---	---	X	---	---
Virginia	A1000 The Rector and Board of Visitors of the University of Virginia - UVA J Visa Health Plan	01/01/2023	---	---	---	---	X	---	---
Washington	City of Bellevue - General Core Plan-CBA	1/1/2024-12/31/2025	---	---	---	---	X	---	---
Washington	City of Bellevue - covering: City of Bellevue LEOFF 1 Plan	01/01/2023	---	---	---	---	X	---	---
Washington	City of Renton-CBA	1/1/2024 - 12/31/2024	---	---	---	---	X	---	---
Washington	CWPU Unified Insurance Program Trust 100000030 CDHP Plan	01/01/2023	---	---	---	---	X	---	---
Washington	CWPU Unified Insurance Program Trust 100000030 PPO Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, High Deductible Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, PPO 100 Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, PPO 300 Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, PPO 750 Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, PPO Plus Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, Retiree Plan	01/01/2023	---	---	---	---	X	---	---
Washington	Washington Fire Commissioners Association, Traditional Plan	01/01/2023	---	---	---	---	X	---	---
Wisconsin	County of Portage	01/01/2023	---	---	---	---	X	---	---
Wisconsin	Milwaukee Board of School Directors (Milwaukee Public Schools Wellness Program)	01/01/2023	---	---	---	X	X	X	X
Wisconsin	Milwaukee Board of School Directors (United Healthcare EPO Health Plan)	01/01/2023	---	---	---	X	X	X	X
Wisconsin	Milwaukee Board of School Directors (United Healthcare High Deductible Health Plan - HDHP)	01/01/2023	---	---	---	X	X	X	X

Wisconsin	Milwaukee Board of School Directors (United Healthcare PPO Health Plan)	01/01/2023	---	---	---	X	X	X	X
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