



IMPORTANT UPDATE ON EMPLOYER REQUIREMENT TO PROVIDE HEALTH EXCHANGE NOTICE

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Please note: Section 1512 of the Affordable Care Act (ACA) requires applicable employers to provide all employees with written notice of the following:

- the existence of the Marketplace (referred to by the ACA as the Exchange);
- potential eligibility for premium tax credit under 36B of the Internal Revenue Code if the employee purchases a qualified health plan through the Marketplace;
- and loss of employer contribution for the purchase of a qualified health plan through the Marketplace.

This notice must be provided to all employees by October 1, 2013, and to all new hires thereafter. The State Health Plan communicated earlier this year that it would be able to assist in providing this notice to employees; however, upon review of the recently released notice, the State Health Plan determined it will be unable to issue this notice to employees.

The notice requires information specific to each employing unit, and the State Health Plan does not have this information. In addition, the notice is required to be sent to all employees, not just those participating in the Plan. The Plan does not have contact information for employees who are not enrolled with the Plan. **As such, each Employing Unit will be responsible for meeting this notice requirement.**

The information must be provided to the employees before October 1, 2013. The template is available [here](#), and

highlights the customizable sections.