



TEXAS ASSOCIATION *of* COUNTIES
HEALTH AND EMPLOYEE BENEFITS POOL



January 23, 2023

Affordable Care Act Reporting and Tracking Service (ARTS) Renewal Information

The Texas Association of Counties Health and Employee Benefits Pool (TAC HEBP) has begun the renewal process for those counties and districts participating in the Affordable Care Act Reporting and Tracking Service (ARTS). Renewal will enable your entity to produce the forms required by IRS Sections 6055/6056 for calendar year 2023, assuming this reporting continues to be a requirement. Reporting will consist of Form 1095C, which must be provided both to employees and the IRS (plus transmittal Form 1094C, filed with IRS). Current law requires all employers with 50 or more full-time equivalent employees to file these forms. ARTS will provide measurement period tracking for 2023 and beyond (to determine whether an employee must be offered health coverage), as well as affordability testing for groups that require employee contributions toward the cost of their own health coverage.

As your county or district provides health benefits through TAC HEBP, ARTS will continue to be available at NO COST in 2023, assuming program deadlines are met.

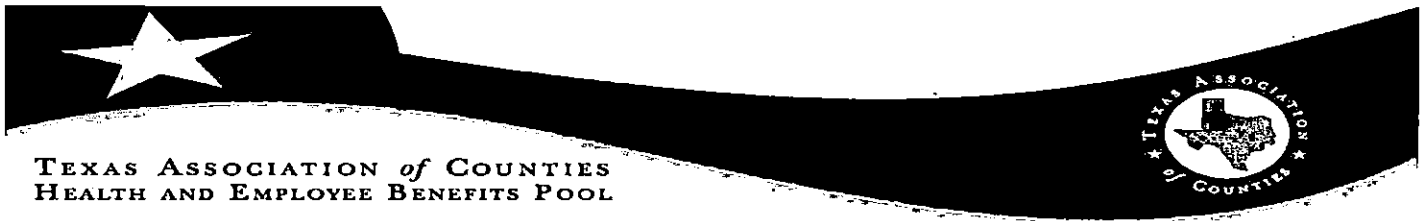
Your entity will need to continue sending employee, payroll, and unpaid leave of absence files to TAC HEBP in order to utilize this service for the 2023 reports. **Payroll data must be provided for each payroll cycle. Employee files must be provided, at a minimum, once per quarter. LOA files may be provided if and when applicable.** The information provided will be used to determine:

- 1) whether individuals are eligible for a federal premium subsidy or tax credit; and
- 2) whether your entity is subject to penalties under the ACA employer mandate.

Some payroll vendors have worked with TAC to produce these files for you. You will be responsible for the completion of required information in your payroll system and submission to TAC, but this eliminates the need for manually producing additional spreadsheets.

If you use a payroll system that will produce the required IRS forms, and you determine that your entity does not need measurement period tracking or affordability monitoring, you may not need ARTS. It is a service offered by TAC and is completely optional.

Enclosed is the ARTS Renewal Confirmation Program Agreement. Please return a signed copy (initials on pages 1 and 2, signature on page 3) to your Employee Benefits Consultant or email to ARTS@county.org no later than **3/31/2023** if your entity wishes to continue its participation in the program. If you have any questions, please contact your Employee Benefits Consultant at (800) 456-5974.



**ACA Reporting and Tracking Service (ARTS)
2023 Renewal Confirmation Program Agreement
HEBP Member: (Pooled Group or ASO)**

Program Services

The ARTS program includes the following services:

- *Measurement, Administrative, and Stability Period tracking for 2023 and notification of eligibility for part-time / variable / seasonal employees (can provide tracking back to beginning of Measurement Period if 2022 data was provided by county/district);*
- *Reporting for your county/district regarding the status of potential benefits-eligible employees;*
- *Production of your county/district's 1095C forms, shipped to you for distribution to employees (optional direct mail service for additional fee);*
- *Transmission of your county/district's 1094C and 1095C forms to the IRS.*

Program Requirements

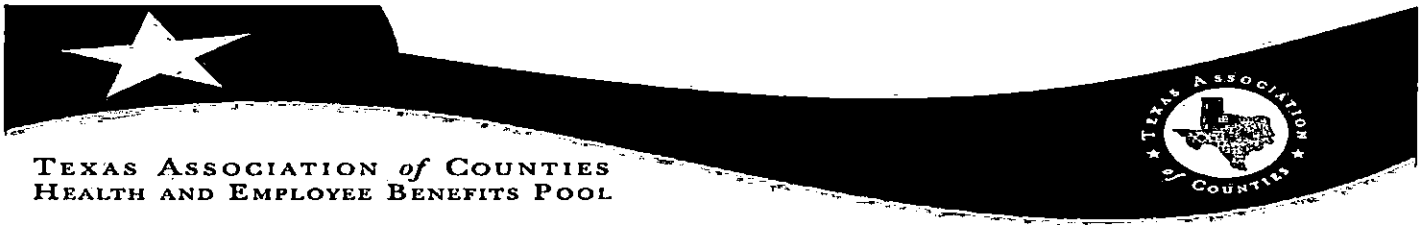
- 1) Participants agree to provide employer, payroll, employee and unpaid leave of absence (LOA) files related to the group's Health Benefits Plan in the file format designated by TAC HEBP:
 - Payroll data files must be provided for each payroll cycle, and should be submitted at least once per calendar month.
 - Employee data files must be provided, at a minimum, once per quarter.
 - LOA data files may be provided if and when applicable.

NOTE: *It is critical that you provide your files in the proper format and the correct naming convention. Failure to do so may result in our inability to provide this service to your county or district.*

- 2) Group agrees to pay program fees as described in the 2023 ARTS Fee Schedule.

Enrollment and Data Submission Deadlines

- Please refer to the enclosed "2023 Deadlines for ARTS Files" document for details.
- Groups who wish to participate in the ARTS program must return the signed documents to TAC HEBP no later than **March 31, 2023** in order to participate.
- Data file transmission to TAC HEBP must begin no later than August 4, 2023 to avoid late fees, however, **we recommend that you continue sending your files after each payroll or at least monthly** to avoid getting backlogged.

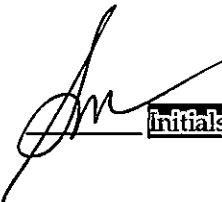


**ACA Reporting and Tracking Service (ARTS)
HEBP Member (Fully Insured or ASO)
2023 Fee Schedule for Renewing Participant**

1	<input checked="" type="checkbox"/>	ARTS Annual Subscription Fee	*\$4.75 / form	Waived
2	<input type="checkbox"/>	Optional Forms Distribution <i>(group chooses to have TAC mail employee forms)</i>	\$ 1.50 / form	If applicable, will be billed in 2023 after forms are produced
3	<input type="checkbox"/>	Late fee for service election form <i>(after 3/31/2023)</i>	\$1,500	
4	<input type="checkbox"/>	Late fee for data submission <i>(after 8/8/2023 and/or 1/08/2024)</i>	\$3,000	If applicable, will be billed in 2023 after forms are produced
		Total Amount Due: <i>(if zero, enter 0.00)</i>		\$ _____

**Per 1095C form*

Fees subject to change annually


initials



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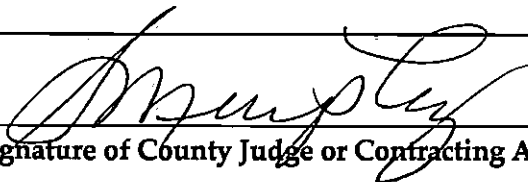
Contracting Authority: Polk County (Group Name) hereby designates and appoints, as indicated in the space provided below, a Contracting Authority of department head rank or above and agrees that any notice to, or agreement by, a Group's Contracting Authority, with respect to service or claims hereunder, shall be binding on the Group. Each Group reserves the right to change its Contracting Authority from time to time by giving written notice to HEBP.

Name: Fern Caddenhead **Title:** Human Resources Director
Address: 602 E. Church Street, Suite 105; Livingston, TX 77351
Phone: 936-327-6802 **Fax:** 936-327-6879
Email: fern.caddenhead@co.polk.tx.us

Primary Contact: Main contact for data file and reporting matters pertaining to the ARTS program.

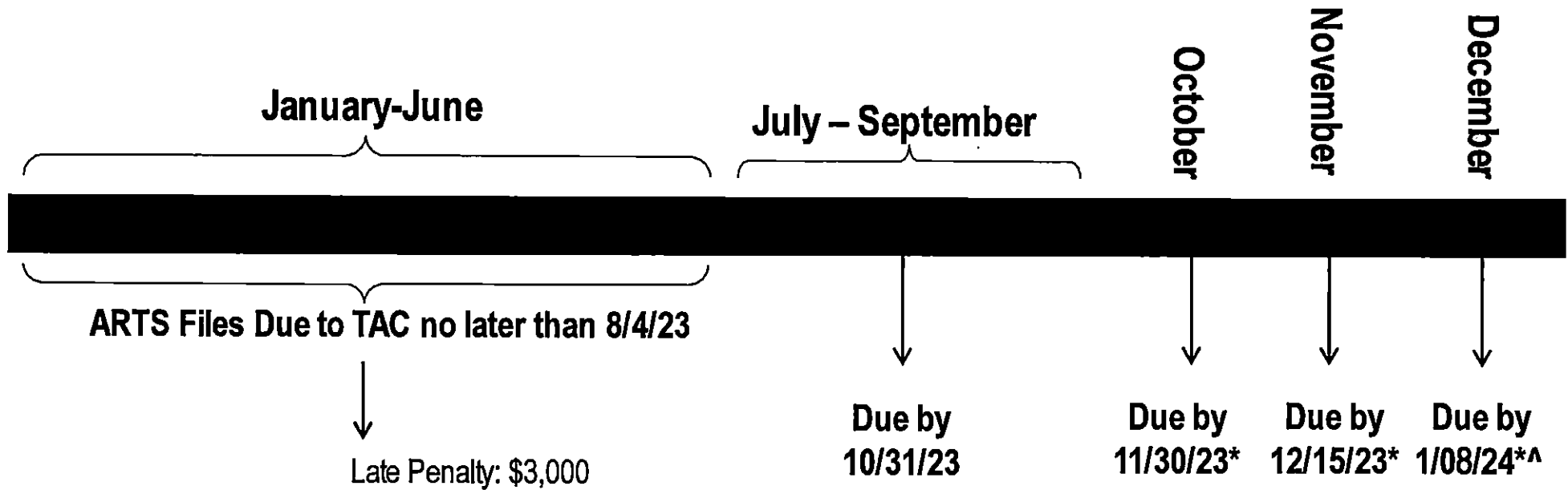
Name: Fern Caddenhead **Title:** Human Resources Director
Mailing Address: 602 E. Church Street, Suite 105; Livingston, TX 77351
Delivery Address (no PO Boxes): same as mailing
Phone: 936-327-6802 **HIPAA Secured Fax#:** 936-327-6879
Email: fern.caddenhead@co.polk.tx.us

Other Contact Emails for ARTS correspondence regarding data files, if any:


Signature of County Judge or Contracting Authority
Sydney Murphy, Polk County Judge
Print Name and Title

3/14/2023
Date

2023 Deadlines for ARTS files



★ **ARTS Agreement due by 3/31/23**
Late Penalty: \$1,500

*** NOTE: If these file deadlines are not met, TAC HEPB will not guarantee timely production of 1095C forms**

^ If all 2023 ARTS files not received by 1/08/24: Late Penalty: \$3,000