

# Legal Notices

## Important Notice from Focus Workforce Management, Inc./DTC Workforce Programs Inc. About Your Prescription Drug Coverage and Medicare

**The purpose of this notice is to advise you that the prescription drug coverage listed below under your medical plans IS NOT expected to pay out, on average, at least as much as the standard Medicare prescription drug coverage will pay in 2024. This is known as “non-creditable coverage.”**

**Why this is important. If you or your covered dependent(s) are enrolled in any prescription drug coverage during 2024 listed in this notice and are, or become covered by Medicare, you may get more help with your drug costs if you join a Medicare drug plan than if you only have the prescription drug coverage offered under this plan. This is also important because it may mean that you may pay a higher premium (a penalty) if you do not join a Medicare drug plan when you first become eligible. You should keep this notice with your important records.**

**If you or your family members are not currently covered by Medicare and won't become covered by Medicare in the next 12 months, this notice doesn't apply to you.**

Please read this notice carefully and keep it where you can find it. This notice has information about your current prescription drug coverage with **Focus Workforce Management, Inc./DTC Workforce Programs** Employee Benefit Plan and about your options under Medicare's prescription drug coverage. This information can help you decide whether or not you want to join a Medicare drug plan. If you are considering joining, you should compare your current coverage, including which drugs are covered at what cost, with the coverage and costs of the plans offering Medicare prescription drug coverage in your area. Information about where you can get help to make decisions about your prescription drug coverage is at the end of this notice.

### **There are two important things you need to know about your current coverage and Medicare's prescription drug coverage:**

1. Medicare prescription drug coverage became available in 2006 to everyone with Medicare. You can get this coverage if you join a Medicare Prescription Drug Plan or join a Medicare Advantage Plan (like an HMO or PPO) that offers prescription drug coverage. All Medicare drug plans provide at least a standard level of coverage set by Medicare. Some plans may also offer more coverage for a higher monthly premium.

2. **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.** has determined that the prescription drug coverage offered by the **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.**

Employee Benefit Plan is, on average for all plan participants, NOT expected to pay out as much as standard Medicare prescription drug coverage pays. Therefore, **your coverage is considered Non-Creditable Coverage**. This is important because, most likely, you will get more help with your drug costs if you join a Medicare drug plan, than if you only have prescription drug coverage from the Focus Workforce Management, Inc./DTC Workforce Programs, Inc. Employee Benefit Plan. This also is important because it may mean that you may pay a higher premium (a penalty) if you do not join a Medicare drug plan when you first become eligible.

3. You can keep your current coverage from Focus Workforce Management, Inc./DTC Workforce Programs, Inc. Employee Benefit Plan. However, because your coverage is non-creditable, you have decisions to make about Medicare prescription drug coverage that may affect how much you pay for that coverage, depending on if and when you join a drug plan. When you make your decision, you should compare your current coverage, including what drugs are covered, with the coverage and cost of the plans offering Medicare prescription drug coverage in your area. Read this notice carefully - it explains your options.

### **When Can You Join a Medicare Drug Plan?**

You can join a Medicare drug plan when you first become eligible for Medicare and each year from October 15th to December 7th.

However, if you decide to drop your current coverage with **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.** Employee Benefit Plan since it is employer/union sponsored group coverage, you will be eligible for a two (2) month Special Enrollment Period (SEP) to join a Medicare drug plan; however, you also may pay a higher premium (a penalty) because you did not have creditable coverage under **Focus Workforce Management, Inc./DTC Workforce Programs, Inc. Employee Benefit Plan.**

### **When Will You Pay A Higher Premium (Penalty) To Join A Medicare Drug Plan?**

Since the coverage under Focus Workforce Management, Inc./DTC Workforce Programs, Inc. Employee Benefit Plan is not creditable, depending on how long you go without creditable prescription drug coverage, you may pay a penalty to join a Medicare drug plan.

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Starting with the end of the last month that you were first eligible to join a Medicare drug plan, but didn't join, if you go 63 continuous days or longer without prescription drug coverage that's creditable, your monthly premium may go up by at least 1% of the Medicare base beneficiary premium per month for every month that you did not have that coverage. For example, if you go nineteen months without creditable coverage, your premium may consistently be at least 19% higher than the Medicare base beneficiary premium. You may have to pay this higher premium (penalty) as long as you have Medicare prescription drug coverage. In addition, you may have to wait until the following October to join.

## **What Happens To Your Current Coverage If You Decide to Join A Medicare Drug Plan?**

If you decide to join a Medicare drug plan, your current **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.** Employee Benefit Plan coverage will not be affected.

Your current coverage provides for other health expenses in addition to prescription drugs. If you enroll in a Medicare prescription drug plan, you and your eligible dependents will still be eligible to receive all your current health and prescription drug benefits.

If you do decide to join a Medicare drug plan and drop your current **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.** Employee Benefit Plan coverage, be aware that you and your dependents may not be able to get this coverage back.

## **For More Information About This Notice Or Your Current Prescription Drug Coverage...**

Contact the person listed below for further information.

**NOTE:** You will get this notice each year. You will also get it before the next period that you can join a Medicare drug plan and if this coverage through **Focus Workforce Management, Inc./DTC Workforce Programs, Inc.** Employee Benefit Plan changes. You also may request a copy of this notice at any time.

## **For More Information About Your Options Under Medicare Prescription Drug Coverage...**

More detailed information about Medicare plans that offer prescription drug coverage is in the "Medicare & You" handbook. You will get a copy of the handbook in the mail every year from Medicare. You may also be contacted directly by Medicare drug plans. For more information about Medicare prescription drug coverage:

Contact Office:  
Address:  
Phone Number:

Customer Care Center  
P O Box 24100  
Greenville, SC 29616  
1-800-908-1702

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- Visit [www.medicare.gov](http://www.medicare.gov).
  - Call your State Health Insurance Assistance Program (see the inside back cover of your copy of the "Medicare & You" handbook for their telephone number) for personalized help.
  - Call 1-800-MEDICARE (1-800-633-4227). TTY users should call 1-877-486-2048.

If you have limited income and resources, extra help paying for Medicare prescription drug coverage is available. For information about this extra help, visit Social Security on the web at [www.socialsecurity.gov](http://www.socialsecurity.gov), or call them at 1-800-772-1213 (TTY 1-800-325-0778).

Name of Entity/Sender: **Benefits in a Card, LLC**

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## ***WOMEN'S HEALTH AND CANCER RIGHTS ACT OF 1998 ANNUAL NOTICE***

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Did you know that your plan, as required by the Women's Health and Cancer Rights Act of 1998, provides benefits for mastectomy-related services including reconstruction and surgery to achieve symmetry between the breasts, prostheses, and complications resulting from mastectomy (including lymphedema)? These benefits will be provided subject to the same deductibles and coinsurance applicable to other medical and surgical benefits provided under this Plan. Please call your Claims Administrator, 90 Degree Benefits at (318) 747-0577 or refer to your medical benefits booklet for more information.

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## **Continuity of Care**

### **Your Rights in the Event Your Provider Terminates from your Network (for plan years beginning on or after January 1, 2022)**

Members who are eligible have the opportunity to elect a transitional period of continued care with a provider whose participation in the network ends, at the same rate as it did before it terminated, while they are in a course of treatment for these certain medical conditions. This continued care may last for a period that is the earlier of 90 days or the completion of the treatment by the provider.

This provision may apply if:

- The member is:
  - Undergoing treatment for a serious and complex condition,
  - Undergoing a course of institutional or inpatient care from the provider or facility,
  - Scheduled to undergo non-elective surgery from the provider or facility, including postoperative care,
  - Pregnant and undergoing a course of treatment for the pregnancy from the provider or facility, or
  - Determined to be terminally ill and is receiving treatment for such illness from the provider or facility.
- The contract with your provider expires or is non-renewed but does not include termination of the contract for failure to meet quality standards or for fraud.
  - **NOTE:** The provider must be willing to accept payment from the plan (including any patient responsibility) for items and services as payment in full and continue to follow policies, procedures and quality standards imposed by the plan for the patient as if the termination had not occurred.

The information above is valid as of September 2022 and may be changed due to anticipated future rulemaking by the federal government.

If you feel you may qualify for this provision, please contact us at [claims.t1@90degreebenefits.com](mailto:claims.t1@90degreebenefits.com).