

TAX CREDITS, FORM 1095-A AND FORM 1095-B WHAT YOU NEED TO KNOW

JANUARY, 2019

AGENDA



- Learning Objectives
- Form 1095-A Overview
 - □ Premium Tax Credit Recap
 - APTC Reconciliation
 - Overview of Form 1095-A
- Form 1095-B Overview
 - ☐ Who will get Form 1095-B
 - ☐ Overview of Form 1095-B
 - Common Scenarios
- Role and Responsibility of the Assistors
- Tools for Assistors and Consumers
- Question & Answers

LEARNING OBJECTIVES



At the end of this session, you should be able to:

- Understand who will receive Form 1095-A; who will receive Form 1095-B.
- Explain the information on each form.
- Understand why some people will receive more than one form.
- Identify when you need to refer consumers to either NY State of Health, the health plans, LDSS/HRA, a tax professional or the IRS.



TAX CREDITS AND FORM 1095-A

PREMIUM TAX CREDITS: How To Get Them



There are two ways to get Premium Tax Credits:

- Advance Premium Tax Credits (APTC)
 - ☐ When you apply for financial assistance through NY State of Health, the APTC reduces monthly premium during the year
 - Based on the <u>estimated income</u> provided at the time of enrollment and any changes reported during the tax year
 - Must be reconciled with IRS on federal tax return based on actual income
- Premium Tax Credits (PTC)
 - When you file your federal tax return at the end of the year
 - Based on actual income during the tax year

PREMIUM TAX CREDITS: ELIGIBILITY CRITERIA



- Be an "Applicable Tax Payer" as defined by the IRS
 □ Income ≥100% and ≤ 400% FPL
 □ Cannot be claimed as a dependent on another person's tax return
 □ If married, file taxes jointly (some exceptions)
- Be enrolled in coverage through NY State of Health for at least one month during the tax year
 - ☐ Enrolled in a Bronze, Silver, Gold or Platinum (not Catastrophic plan)
 - No access to other Minimum Essential Coverage (MEC)
 - □ Pay premiums owed for each enrollment month that APTC or PTC is claimed

1095-A VIDEO EXPLANATION





UNDERSTANDING YOUR

1095-A

YouTube

Search for, 'What Marketplace Enrollees Need to Know about Form 1095-A' Or go to the Link, https://www.youtube.com/watch?v=1MnkskJ10rs

WHAT IS FORM 1095-A?



- A federal tax form to help taxpayers reconcile APTC or claim PTC when federal income taxes are filed.
- It is issued by NY State of Health to QHP enrollees in Bronze, Gold, Silver or Platinum plans in the Individual Marketplace.
 - ■Not sent to Medicaid, CHPlus, Essential Plan, Catastrophic plans or Small Business owners and their employees
 - No separate form for standalone dental plans

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Part I

Recipient information

Part II

- Who was covered under this particular plan
- Coverage dates for each person in this plan

Part III

- EHB portion of QHP and stand alone dental plan premiums
- SLCSP premium for the coverage household for policies that used APTC
- APTC taken, if applicable

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For Privacy Act and Paperwork Reduction Act Notice, see separate instructions.

Form 1095-A (2018)

Cart. No. 607030

Note:

- The EHB portion of premiums may be slightly different than the actual premium paid to the carrier on a monthly basis. This is because financial assistance in the form of APTC or PTC can only be used to offset the cost of essential health benefits (not any other benefits that may be included in the plan).
- Also, for consumers who enrolled in a QHP and an SADP, the EHB portion of both of those premiums are added together and the total is the Monthly Premium Amount listed in column A. Remember APTC only applies to the EHB portion of the premium - additional benefits (eg., adult dental) are separate.

FORM 1095-A (SLCSP)



In Part III, the Second Lowest Cost Silver Plan (SLCSP) premium is only populated on the form when APTC was used during the year.

- For Forms 1095-A with no APTC, recipients need to look up their monthly SLCSP premiums.
- NY State of Health will include a table of SLCSP premiums along with the 1095-A form. This form will also be available at the NY State of Health website.
- Within the SLCSP table, note that there are different premiums applicable to households with Dependent Children Under Age 26 and households with Dependent Children Ages 26-29.
 - ☐ This variation applies only to consumers that fall into the coverage tiers of either "Individual and Children" or "Couple and Children".
 - □ Please review the column headings carefully!

APTC RECONCILIATION



- The amount of APTC is based on <u>estimated</u> 2018 income.
- PTC is the amount of tax credits an individual is eligible for based on <u>actual</u> 2018 income.
- APTC taken by an individual during the tax year is compared to the PTC based on the <u>actual</u> 2018 income using IRS Form 8962.
 - ☐ If your total PTC from IRS Form 8962 is LESS than your advance PTC, you might have to give back some of the tax credit in the form of higher taxes or a smaller refund.
 - □ If your total PTC from IRS Form 8962 is MORE than your advance PTC, you might get more financial help in the form of a larger refund or lower taxes.

FINANCIAL ASSISTANCE: RECONCILIATION



- Only APTC is reconciled.
 - APTC is only reconciled with the IRS.
 - APTC is not reconciled with NY State of Health or health insurers.
- There is no reconciliation for Cost Sharing Reductions.

PREMIUM TAX CREDITS: CONSIDERATIONS



- Taking APTC or claiming PTC is optional for consumers.
- A federal tax return must be filed by individuals who received APTC or want to claim PTC.
 - Enrollees who received APTC or wish to claim PTC must file a Form 1040, Form 1040A, or Form 1040NR and attach Form 8962 (explained later).
 - Form 8962 cannot be filed with Form 1040EZ, 1040NR-EZ, Form 1040-SS or Form 1040-PR.

EXAMPLE 1: ADDITIONAL TAX CREDIT DUE TO ENROLLEE



- Juan is an unmarried adult with no dependents. He lives in Queens and was enrolled in a Qualified Health Plan for 12 months in 2018.
- When Juan signed up for coverage, he estimated his 2018 income to be \$28,000 (232.2%FPL).
 - He was eligible for an APTC of \$335 per month and used the full amount towards his premium, for an annual total of \$4,020.
- When Juan completes his federal tax return, his actual 2018 income was \$24,500 (203.2%FPL).
 - The amount of PTC he is eligible for based on actual income is \$377.61 per month or \$4,531.32 for the year.

EXAMPLE 1: ADDITIONAL TAX CREDIT DUE TO ENROLLEE



\$ 4,531.32

amount of PTC Juan is eligible for*

- \$ 4,020.00

amount of APTC Juan used

+ \$511.32

Additional credit of \$511.32 will be claimed on Juan's federal tax return

* Calculated with Form 8962 (discussed later)

APTC RECONCILIATION: REPAYMENT CAP



- When enrollees apply more APTC than they were eligible for based on actual income, they will have to repay some or all of the tax credit.
- However, there is a limit on the amount that has to be repaid if household income is less than 400% FPL.

	Maximum Repayment Amount			
HH income as FPL%	Single Taxpayer	All other Filing Statuses		
< 200%	\$300	\$600		
≥ 200% - < 300%	\$775	\$1,550		
≥ 300% - < 400%	\$1,300	\$2,600		
≥ 400%	No cap, must pay back all credits	No cap, must pay back all credits		

EXAMPLE 2: REPAYMENT OF APTCS



- Christine is an unmarried adult with no dependents, living in Albany. She was enrolled in a QHP for 12 months in 2018.
- When Christine signed up for coverage, she estimated her 2018 income to be \$25,000 (207.3%FPL).
 - She was eligible for an APTC of \$385.11 per month and used the full amount towards her premium, for an annual total of \$4,621.32.
- When Christine completes her federal tax return, her actual 2018 income is \$33,000 (273.6%FPL).
 - The amount of PTC she is eligible for, based on actual income, is \$280.88 per month or \$3,370.56 for the year.

EXAMPLE 2: REPAYMENT OF APTCS



\$ 3,370.56

- \$ 4,621.32

amount of PTC Christine is eligible for amount of ATPC Christine used

- \$1,250.76

Difference between PTC eligible for and APTC used

\$775.00

- Repayment cap for single adults ≥200%
 FPL 300% FPL
- Christine will re-pay this amount to the IRS through her federal tax return
- The process for calculating the excess credit will be discussed later

FORM 1095-A



- 2018 forms are mailed to all enrollees by January 31, 2019 (form is mailed regardless of whether consumer previously opted for electronic only notices)
- Available to account holders in their secure Inbox
- Includes cover letter to explain Form 1095-A and how to get assistance
- Available in English and Spanish
- Taglines for assistance in 27 languages

PROCESS TO RECONCILE APTC AND CLAIM PTC



Step 1:

NY State of Health sends 2018 enrollment information to QHP enrollees in January 2019

- Form 1095 -A from NY State of Health

Step 2:

Consumers reconcile APTC or claim PTC on their federal tax return during tax filing season

- Use Form 1095-A from NY State of Health to complete IRS Form 8962

Step 3:

Consumers who took APTC or are claiming PTC must file their federal tax returns with the IRS during tax filings season

- IRS Form 1040 and IRS Form 8962

FORM 1095-A: RECIPIENTS



- For QHPs with APTC, NY State of Health sends one form per policy, per tax household.
 - ☐ If the account has one tax household enrolled in the policy, the account holder will be sent one form.
 - ☐ If the account has two tax households enrolled in one policy, the primary tax filer from each tax household will receive a form.
- For QHPs without APTC, NY State of Health sends one form per policy, even if enrollees are in different tax households.
 - □ Form 1095-A is sent to the account holder.

RECIPIENT EXAMPLE





Jane and John are married filing jointly. They enrolled in a QHP for 12 months, with APTC in each month.

 One (1) Form 1095-A will be sent to Jane, who is the account holder. The form will include both Jane's and John's enrollment information.

Jane and John also enrolled Mary, their 25 year old daughter, in their family policy. Mary is not a dependent and is in a separate tax household.

- One (1) Form 1095-A will be sent to Jane. It will have both Jane's and John's enrollment information.
- One (1) Form 1095-A will be sent to Mary. It will have only her enrollment information.

FORM 1095-A: MULTIPLE FORMS



Multiple forms will be issued if:

- The household used tax credits for some months and did not use tax credits for other months
- There is a change in primary subscriber for the policy
- There is a change in plans
- Different members of the household were enrolled in different plans
- The household enrolled in one plan, dis-enrolled and then re-enrolled in the same plan

MULTIPLE FORMS EXAMPLE





Mark and Mei enrolled in a full cost QHP in January and February. They changed plans starting in March.

- Mei, the account holder, will receive one (1) Form 1095-A, with enrollment information for herself and Mark, for the months of January and February.
- Mei will receive a second (2nd) Form 1095-A for herself and Mark for the months of March through December.

MULTIPLE FORMS EXAMPLE





Abdou and Fatima were enrolled in a QHP with APTC from January through March, and became ineligible for APTC for the rest of their 2018 enrollment period.

Fatima is the account holder and will receive one (1)
 Form 1095-A for the enrollment period of January –
 March and a second (2nd) Form 1095-A for the rest of their 2018 enrollment period. Both forms will have enrollment information for Fatima and Abdou.

FORM 1095-A: APTC & GRACE PERIODS



- Enrollees are only eligible for APTC in months in which they paid their share of premiums.
- If an insurer provided coverage for a month that an enrollee did not pay his or her share of the premium, the enrollee has to pay back the PTC that was paid to the insurer for that month.

FORM 1095-A: APTC & GRACE PERIODS



Example:

January 2018: Helen and Maurice enrolled in a health plan with financial

assistance.

January – May 2018: They paid their share of the premium each month.

June 2018: They did not pay their premium for June. They started the 90

grace period. APTC was paid to the health plan for June.

September 2018: They did not pay the premium for June and consistent with federal

rules, were retroactively terminated from the plan on June 30.

They were not eligible for APTC for June because they did not pay

their premium.

They are required to repay their June APTC to the IRS when they

file their annual taxes. APTC was not paid after June, so the

repayment obligation is only for one month.

FORM 1095-A: APTC & GRACE PERIODS



Month	A. Monthly Premium Amount	B. Monthly Premium Amount of Second Lowest Cost Silver Plan (SLCSP)	C. Monthly Advance Payment of Premium Tax Credit
1 January	\$800	\$1,000	\$600
.i January	\$800	\$1,000	/ \$600
2 February			
3 March	\$800	\$1,000	\$600
4 April	\$800	\$1,000	\$600
5 May	\$800	\$1,000	\$600
26 June	0	0,	\$600
7 July			
28 August			
9 September			
0 October			
1 November			
2 December			
3 Annual Totals	\$4,000	\$5,000	\$3,600

NY State of Health must enter '0' in Columns A and B for the month of June during which Helen and Maurice were covered but did not pay the premium.

When filing their taxes,
Helen and Maurice must
reconcile the APTC paid
on their behalf between
January and May. Since
they were not eligible for
APTC during the month
of June, Helen and
Maurice are responsible
for repaying the entire
APTC paid on their behalf
for that month.

FORM 8962 AND FORM 1040 SERIES



- These forms are not provided by NY State of Health
- Forms can be obtained from:
 - ☐ IRS
 - Tax Preparation Software
 - Tax Preparer
- Questions about Form 8962 or the series of Forms 1040 should be directed to tax advisors or the IRS and cannot be answered by NY State of Health

WHO WILL NOT RECEIVE FORM 1095-A



The following consumers will not receive Form 1095-A:

- Consumers enrolled in Medicaid
- Consumers enrolled in Child Health Plus
- Consumers enrolled in Essential Plan
- Consumers enrolled in Catastrophic coverage plans
- Uninsured NYS residents
- Individuals with employer sponsored coverage, including those who have a plan through the SBM

COMMON QUESTIONS



- What if I forgot to report a change in circumstance to NY State of Health during the year?
 - ☐ In January 2019, it is too late to report changes for 2018, but enrollees can update their information for 2019.
- What if the information in Form 1095-A is incorrect and I have questions?
 - ☐ Please call NY State of Health at 1-855-766-7860 for assistance.
- I was enrolled in a NY State of Health plan with Cost Sharing Reductions (CSRs). Do I have to reconcile the CSR benefits when I file my taxes?
 - No. CSRs are not reconciled.

TEST QUESTION



Who will receive Form 1095-A from NY State of Health?

- A. All Medicaid eligible enrollees
- B. A tax household who was enrolled in a QHP with APTC.
 - C. Anyone with health care coverage
 - D. None of these



FORM 1095-B

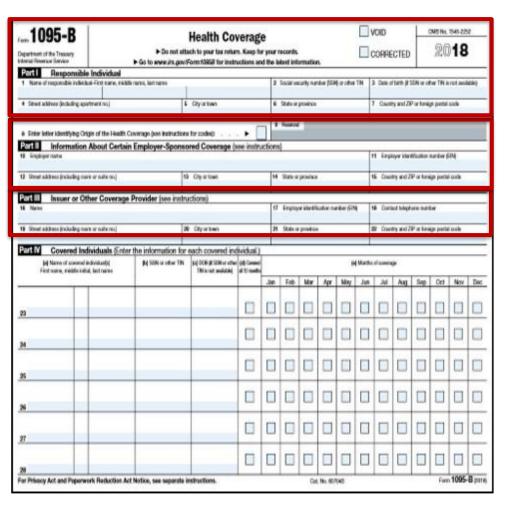
WHAT IS FORM 1095-B?



Form 1095-B is proof of coverage for certain types of insurance. Individuals will get a Form 1095-B if:

- They have coverage that meets the MEC standard through a government-sponsored program such as:
 - Medicaid
 - ☐ CHPlus
 - Essential Plan (EP)
 - Medicare Not issued by NYS Department of Health
 - ☐ Tricare Not issued by NYS Department of Health
- They have a Catastrophic plan purchased through NY State of Health.
- They purchase their plan directly from an insurer.
- They have coverage through the Small Business Marketplace issued by NY State of Health.

FORM 1095-B



Part I

- Line 1 identifies the person who has MA/CHPlus/EP coverage (will match the information on part IV).
- Line 2- Reports the individuals SSN or other taxpayer identification number (TIN). Only the last 4 digits will be visible.
- Line 3- Reports the individuals date of birth, and will be entered only if line 2 is blank.

Part II

- Lines 10-15 will only be filled out for those enrolled through Small Business Marketplace.
- It will be blank for MA, CHPlus, and EP 1095-B forms.

Part III

- Lines 16-22 report information about coverage provider.
- For MA, CHPlus and EP, New York State
 Department of Health will be the issuer or
 coverage provider (not NY State of
 Health).
- Line 18 reports the telephone number for consumers to call with questions. The NY State of Health phone number will show for all MA, CHPlus, and EP consumers.

FORM 1095-B



VOID1095-B OMB No. 1545-2252 **Health Coverage** 2018 ► Do not attach to your tax roturn. Keep for your records Department of the Treasure CORRECTED Internal Program Service ➤ Go to www.ins.gov/Form 10958 for instructions and the latest information Responsible Individual Name of responsible individual-First name, middle rums, but name 2 Social security number (SSM-or other TN 3: Date of both (# SSN or other TN is not assistate Street address (including apartment no.) & City or tien 6 State or province 7 Country and ZIP or having portal code 9 Francoi is Feiter letter identifying Origin of the Health Coverage (see instructions for codes): Information About Certain Employer-Sponsored Coverage (see instructions) 11. Engayer startification number 67M. 12: Site at address (notacing now or safe re-14. State or province 16. Country and ZP or foreign postal code Post | Issuer or Other Coverage Provider (see instructions) tT Employer identification marker (FIN) 16 Contact telephore number 19 Street address (including years or subsine) 20 City or Town 29 Country and ZP or benign poster such 21 State or province Covered Individuals Enter the information for each covered individual \$4 Name of special individuals \$4 SSN or other TIN \$45 SSN (\$150N or other 545 Comm.) 64 Morths of assessed Continuous, middle natio, but name This let would be of threefer Jan Feb Mar Apr May Jun Jul Aug Sep Oct Nov Doc

Part IV

- Lines 23-28 report the name and SSN (or other TIN) and coverage information for each covered individual.
- A date of birth will be entered in column (c) only if an SSN does not appear in column (b)
- Column (d), will be checked if the person listed in column (a) was covered by insurance for at least one day in each of the 12 months of the year.
- If a person wasn't covered for the full year, information will be entered in column (e) indicating the month(s) for which the individual was covered.

How is Form 1095-B Used?



- Consumers should use it to complete their taxes, then keep the form with their records.
- Consumers do not need to attach Form 1095-B to their income tax returns.
- If a consumer does not file taxes, the form should be kept with his or her records.

NY State of Health does not advise consumers on whether they need to file taxes. If a consumer asks if he or she needs to file a tax return, refer the consumer to the IRS website (www.IRS.gov) or their tax professional.

MEDICAID/ESSENTIAL PLAN CONSUMERS



Form 1095-B for MA/EP coverage will be <u>issued by NYS Department of Health</u>. This includes individuals whose coverage is through LDSS, HRA, or NY State of Health.

- Every household member and every Client Identification Number (CIN) or enrollee identification number that had qualifying coverage will receive a Form 1095-B. This means some consumers may receive multiple Forms 1095-B for Medicaid coverage.
- MA/EP consumers requesting general information about their 1095-B forms or corrections can be assisted by calling the NY State of Health Customer Service Center.
- All MA/EP consumers requesting <u>reprints</u> of their Form 1095-B can be assisted by calling the NY State of Health Customer Service Center.
- Non-NY State of Health Medicaid enrollees requesting updates or corrections to their 1095-B forms should be referred to HRA or LDSS to have those corrections made.

CHPLUS CONSUMERS



Children enrolled in CHPlus will receive their Form 1095-B from the NYS Department of Health.

- Requests for reprints will be handled by the NY State of Health Customer Service Center.
- Requests for coverage corrections can also be handled by the NY State of Health Customer Service Center.
- Requests for updates and coverage corrections for consumers who enrolled directly through a plan need to be referred to the issuing plan.
- A separate Form 1095-B will be sent for each child in a multiple-child household that is enrolled in CHPlus, even if all children are in the same household.
 - If the child is given a different ID number from his or her original when a plan is switched, the child will receive a separate form for that ID number.

CATASTROPHIC AND SBM PLANS



- Form 1095-B for individuals with Catastrophic coverage purchased through the NY State of Health or directly from the health plan will be issued by the health plans not from the NYS Department of Health.
 - ☐ Individuals enrolled in a Catastrophic plan should be referred directly to the health plan for reprints and form corrections.
- Forms 1095-B for individuals enrolled through the Small Business Marketplace will be issued by the health plan not from the NYS Department of Health.
 - ☐ SBM enrollees should be referred to their employers for reprints and form corrections.
- NY State of Health cannot process requests for reprints and/or corrections for these enrollees.

RECIPIENT EXAMPLE





Sandy was enrolled in Medicaid that ended on 3/31. After her Medicaid coverage ended, she had employer-sponsored insurance with a large employer.

How many 1095 Forms will Sandy receive?

✓ Two. One Form 1095-B for Medicaid, issued by NYS Department of Health. Plus one Form 1095-C from her employer.

RECIPIENT EXAMPLE





Edwin is dual eligible. He was enrolled in both Medicare and Medicaid during the previous year.

How many Forms 1095-B will Edwin receive?

✓ Two, assuming he only had one CIN. One for Medicaid and one for Medicare.

RECIPIENT EXAMPLE





Stephanie turned 19 on March 12. She had CHPlus through the end of March and then went on her family's Silver Plan through the SBM.

How many 1095-A and/or 1095-B Forms will Stephanie receive?

- ✓ She will receive Two Form 1095-B's
- ✓ One for CHPlus, and one for the SBM plan.

Assistor Roles and Responsibilities



- Assistors <u>cannot provide tax advice</u> in their role as a NY State of Health Assistor.
- Examples of tax advice include, but are not limited to:
 - ☐ How to complete Form 8962 or Form 1040
 - Who can be claimed as a dependent for tax purposes
 - ☐ How to report health care coverage on a tax return
 - Whether a consumer will have to pay back tax credits or will get additional tax credits

ASSISTOR ROLES AND RESPONSIBILITIES



- APTC and PTC
 - Understand how to reconcile APTC and apply for PTC
- Forms 1095-A and B
 - ☐ Know what the form is and why it is important
 - Understand who receives the forms and where recipients can access them
 - Know where to send consumers for more information
- 2019 Enrollment
 - ☐ Know how to update information for consumers who need to change their 2019 application, based on 2018 tax return

 Enrollees who are eligible for APTC can change the amount of APTC they apply towards their monthly premium at any time.

 Changes to the amount of APTC applied are subject to the 15th of the month rule.



Changing Amount of APTC Applied:

Select the "Plans" tab from the Account Dashboard. Click the "Change APTC Amount" button under "Submitted Enrolment"

On the Plan Selection Introduction page, click "Next"

On the "Plan Selection Dashboard" Click the "Confirm And Check Out" button

Change the amount of APTC applied, and click the "Confirm and Check Out" button again

Receive confirmation of the change

Tools for Assistors and Consumers



NYSOH Website: http://info.nystateofhealth.ny.gov/TaxCredits

- Cover letters for policies with and without financial assistance in 8 languages
- Form 1095-A
- FAQ on NY State of Health website
- Additional consumer materials

Dedicated 1095-A and 1095-B NY State of Health Customer Service line:1-855-766-7860

Dedicated helpline staff at Community Health Advocates: 1-888-614-5400

General questions about Form 1095-A, SLCSP table and PTC; refer to www.IRS.gov or tax professionals.

Remember NY State of Health does not provide tax advice

FORM 1095-A WRAP UP



Things to remember:

- For consumers enrolled in QHPs <u>with</u> APTC, NY State of Health sends one form per policy, per tax household. The form 1095-A is sent to the account holder.
- For consumers enrolled in QHPs <u>without</u> APTC, NY State of Health sends one form per policy, for everyone enrolled, even if enrollees are in different tax households. Form 1095-A is sent to the account holder.
- SLCSP premium is only provided when APTC is used. For Forms 1095-A with no APTC, recipients need to look up their monthly SLCSP premiums (posted at https://info.nystateofhealth.ny.gov/TaxCredits).
- Some consumers may receive more than one Form 1095-A.

FORM 1095-B WRAP UP



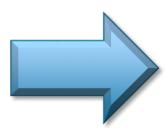
Things to remember:

- NYS Department of Health will issue Form 1095-B for Medicaid, CHPlus and Essential Plan.
- NY State of Health Medicaid, CHPlus and Essential Plan enrollees can request corrections and reprints of the Form 1095-B by calling the NY State of Health Customer Service Center.
- Requests to correct or update Form 1095-B for non-NY State of Health Medicaid enrollees must be referred to LDSS/HRA.

WRAP UP



QHP	Medicaid & Essential Plan	Child Health Plus	Essential Plan	Small Business Marketplace
Form 1095-A	Form 1095-B	Form 1095-B	Form 1095-B	Form 1095-B
Form issued by NY State of Health	Form issued by NYS Department of Health	Form issued by NYS Department of Health	Form issued by the health plan (optional)	Form issued by the health plan
For reprints and corrections contact NY State of Health (1-855-766-7860)	For reprints and corrections contact NY State of Health (1-855-766-7860)	For reprints and corrections contact NY State of Health (1-855-766-7860)	For reprints and corrections refer to the health plan	For reprints and corrections refer to the employers



For tax questions refer to: www.irs.gov or tax professionals



QUESTIONS?



Questions about this presentation: Assistor.Admin@health.ny.gov

Thank you for joining us!



