



THE
MELTZER
GROUP



Compliance Corner

May 5, 2015

Health Care Reform

U.S. Supreme Court Strikes Down Ruling on PPACA Contraceptive Mandate

On April 27, 2015, the U.S. Supreme Court granted certiorari and vacated the Sixth Circuit's decision in *Michigan Catholic Conference, et al. v. Burwell, Secretary of United States Department of Health and Human Services* (2015 WL 1879768, 83 USLW 3447 (U.S. Apr 27, 2015) (NO. 14-701)).

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IRS Releases Draft Publication 5165 for Electronically Filing PPACA Returns

The IRS has released the draft version of Publication 5165, entitled "Guide for Electronically Filing Affordable Care (ACA) Information Returns for Software Developers and Transmitters." Employers who file Forms 1094-B, 1095-B, 1094-C or 1095-C will want to review the guidance and familiarize themselves with the proposed filing process.

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Announcements

Register for Our May Benefits Compliance Webinar Series

NFP Benefits Compliance is hosting a series of webinars this month.

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Federal Updates

Ninth Circuit Holds that Insurance Contract Overrules More Specific SPD

On April 21, 2015, the U.S. Court of Appeals for the Ninth Circuit ruled in *Pritchard v. Metropolitan Life Insurance Company* (2015 BL 112847 (9th Cir. 2015)), that an insurance certificate was an official plan document that overrode the plan's summary plan description (SPD). At dispute was which standard of review the district court should have used to review the insurer's decision to deny disability benefits to the plaintiff.

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Classifying Vanpools: New IRS Information Letter














The IRS recently released an information letter it issued on Dec. 14, 2014, addressing how to determine who operates a vanpool, which has not been addressed in the statute or the regulations. This is an important distinction because the three types of allowable vanpools include employer-operated, employee-owned vanpools and public transit-operated vanpools.

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FAQ

When identifying full-time employees for employer mandate purposes, does an employer include independent contractors?

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Reference

[Commonly Used Acronyms Glossary »](#)