

## **Wellness program notices**

### **EEOC Notice (for Wellness Plans that include Disability-Related Inquiries or Medical Examinations)**

#### **Notice regarding wellness program**

WebMD is a voluntary wellness program available to all employees. The program is administered according to federal rules permitting employer-sponsored wellness programs that seek to improve employee health or prevent disease, including the Americans with Disabilities Act of 1990, the Genetic Information Nondiscrimination Act of 2008, and the Health Insurance Portability and Accountability Act, as applicable, among others. If you choose to participate in the wellness program you will be asked to complete your annual physical exam and an eligible screening. The eligible screenings may include, but are not limited to, annual bloodwork, mammogram, colonoscopy, and flu shot.

You are not required to complete an annual physical or screenings. However, employees who choose to participate in the wellness program will receive an incentive of \$14/week for employee and/or \$14/week for spouse. Although you are not required to participate in the medical examinations, only employees who do so will receive \$14 or \$28.

If you are unable to participate in any of the health-related activities or achieve any of the health outcomes required to earn an incentive, you may be entitled to a reasonable accommodation or an alternative standard. You may request a reasonable accommodation or an alternative standard by contacting Tena Mo'unga at 801-380-9360.

The information from the exams and screenings will be used to provide you with information to help you understand your current health and potential risks. You also are encouraged to share your results or concerns with your own doctor.

#### **Protections from disclosure of medical information**

We are required by law to maintain the privacy and security of your personally identifiable health information. Although the wellness program and Clyde Companies may use aggregate information it collects to design a program based on identified health risks in the workplace, WebMD will never disclose any of your personal information either publicly or to the employer, except as necessary to respond to a request from you for a reasonable accommodation needed to participate in the wellness program, or as expressly permitted by law. Medical information that personally identifies you that is provided in connection with the wellness program will not be provided to your supervisors or managers and may never be used to make decisions regarding your employment.

Your health information will not be sold, exchanged, transferred, or otherwise disclosed except to the extent permitted by law to carry out specific activities related to the wellness program, and you will not be asked or required to waive the confidentiality of your health information as a condition of participating in the wellness program or receiving an incentive. Anyone who receives your information for purposes of providing you services as part of the wellness program will abide by the same confidentiality requirements.

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In addition, all medical information obtained through the wellness program will be maintained separate from your personnel records, information stored electronically will be encrypted, and no information you provide as part of the wellness program will be used in making any employment decision. precautions will be taken to avoid any data breach, and in the event a data breach occurs involving information you provide in connection with the wellness program, we will notify you immediately.

You may not be discriminated against in employment because of the medical information you provide as part of participating in the wellness program, nor may you be subjected to retaliation if you choose not to participate.

If you have questions or concerns regarding this notice, or about protections against discrimination and retaliation, please contact Tena Mo'unga at 801-380-9360.