

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1504H.02P  
Bill No.: Perfected HCS for HB 442  
Subject: Insurance - Health; Health Care  
Type: Original  
Date: March 22, 2023

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Bill Summary: This proposal creates provisions relating to cost-sharing under health benefit plans.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Missouri Consolidated Health Care Plan (MCHCP)** state that MCHCP is not a health care plan under the definition of 376.1350, therefore this legislation would not apply to MCHCP. Section 104.801, requires MCHCP to follow any law which mandates coverage of specific health benefits or services of providers. Since this legislation is mandating cost structure, they assume it does not apply to MCHCP.

However, if it did apply, MCHCP would estimate that it would have a cost. Currently certain things paid by the member are excluded from the out of pocket maximum. MCHCP currently does not include charges above the usual, customary, and reasonable (UCR) limit, the amount the member pays due to noncompliance, non-covered services and charges above the maximum allowed. All of these could be included in “any amounts paid by the enrollee or paid on behalf of the enrollee.” Therefore MCHCP would have an impact of unknown but greater than \$100,000 if the bill would be deemed to apply to MCHCP.

**Oversight** notes MCHCP assumes the proposal does not apply to their organization. Therefore, Oversight will reflect a zero impact in the fiscal note for MCHCP.

Officials from the **Missouri Department of Transportation** assume the proposal will have no fiscal impact on their organization.

In response to a previous version, officials from the **Attorney General’s Office**, the **Department of Commerce and Insurance**, the **Department of Social Services**, the **Missouri Department of Conservation** and the **Missouri Department of Transportation** each assumed the proposal will have no fiscal impact on their respective organizations.

In response to a previous version, officials from the **Missouri Department of Conservation**, **Kansas City** and the **City of Springfield** assumed the proposal will have no fiscal impact on their respective organizations.

**Oversight** notes that the above mentioned agencies have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Officials from the **Department of Public Safety - Missouri Highway Patrol** defer to the Missouri Department of Transportation for the potential fiscal impact of this proposal.

House Amendment 1 - §376.414 – Payments for prescription drugs

In response to a similar proposal from this year (SB 426), officials from the **City of Jefferson City** assumed the proposal would have no fiscal impact unless their insurance provider chose to pass along some increased premium cost as a result of the legislation.

In response to that proposal officials from the **Missouri Consolidated Health Care Plan**, the **Office of Administration – Administrative Hearing Commission**, the **Department of Commerce and Insurance**, the **Department of Public Safety – Missouri State Highway Patrol**, the **Department of Social Services**, the **Missouri Department of Conservation**, the **Missouri Department of Transportation**, the **City of Kansas City**, and the **City of Springfield** assumed the proposal would have no direct fiscal or administrative impact on their respective agencies.

**Oversight** does not have any information to the contrary. Oversight assumes the proposal would have no fiscal impact on the City of Jefferson City or the other abovementioned agencies; however, if there would be an impact, Oversight assumes any impact would be minimal and could be absorbed within current funding levels.

<u>FISCAL IMPACT – State Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

A direct fiscal impact to health carrier or pharmacy benefits manager could be expected as a result of this proposal.

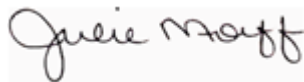
FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

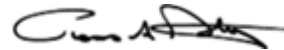
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Administration - Administrative Hearing Commission  
Department of Commerce and Insurance  
Department of Public Safety  
    Missouri Highway Patrol  
Department of Social Services  
Missouri Department of Conservation  
Missouri Department of Transportation  
Missouri Consolidated Health Care Plan  
City of Kansas City  
City of Springfield  
City of Jefferson



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March 22, 2023



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