Multiple Agency Fiscal Note Summary

Bill Number: 1508 2E S HB

Title: Health care cost board

Estimated Cash Receipts

NONE

Estimated Operating Expenditures

Agency Name	gency Name 2023-25				2025-27				2027-29				
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	
Washington State Health Care Authority	2.0	1,266,000	1,266,000	1,266,000	4.0	2,532,000	2,532,000	2,532,000	4.0	2,532,000	2,532,000	2,532,000	
Department of Social and Health Services	.0	0	0	0	.0	0	0	0	.0	0	0	0	
Total \$	2.0	1,266,000	1,266,000	1,266,000	4.0	2,532,000	2,532,000	2,532,000	4.0	2,532,000	2,532,000	2,532,000	

Estimated Capital Budget Expenditures

Agency Name		2023-25			2025-27		2027-29			
	FTEs Bonds Total FT		FTEs	Bonds Total		FTEs	Bonds	Total		
Washington State Health	.0	0	0	.0	0	0	.0	0	0	
Care Authority										
Department of Social and	.0	0	0	.0	0	0	.0	0	0	
Health Services										
Total \$	0.0	0	0	0.0	0	0	0.0	0	0	

Estimated Capital Budget Breakout

NONE

Prepared by: Jason Brown, OFM	Phone:	Date Published:
	(360) 742-7277	Final 2/14/2024

Individual State Agency Fiscal Note

Bill Number: 150	8 2E S HB Title:	Health care cost board	Agency:	107-Washington State Health Care Authority
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Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

		FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		0.0	4.0	2.0	4.0	4.0
Account						
General Fund-State	001-1	0	1,266,000	1,266,000	2,532,000	2,532,000
	Total \$	0	1,266,000	1,266,000	2,532,000	2,532,000

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

X If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.

If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).

Capital budget impact, complete Part IV.

Requires new rule making, complete Part V.

Legislative Contact:	Greg Attanasio	Phone: 360-786-7410	Date: 02/12/2024
Agency Preparation:	Melinda Helberg	Phone: 360-725-0000	Date: 02/14/2024
Agency Approval:	Megan Atkinson	Phone: 360-725-1222	Date: 02/14/2024
OFM Review:	Jason Brown	Phone: (360) 742-7277	Date: 02/14/2024

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

See attached narrative.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

See attached narrative.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

See attached narrative.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Туре	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	0	1,266,000	1,266,000	2,532,000	2,532,000
		Total \$	0	1,266,000	1,266,000	2,532,000	2,532,000

III. B - Expenditures by Object Or Purpose

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years		4.0	2.0	4.0	4.0
A-Salaries and Wages		438,000	438,000	876,000	876,000
B-Employee Benefits		140,000	140,000	280,000	280,000
C-Professional Service Contracts		500,000	500,000	1,000,000	1,000,000
E-Goods and Other Services		40,000	40,000	80,000	80,000
G-Travel		8,000	8,000	16,000	16,000
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements		140,000	140,000	280,000	280,000
9-					
Total \$	0	1,266,000	1,266,000	2,532,000	2,532,000

III. C - Operating FTE Detail: List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
MANAGEMENT ANALYST 5	96,000		2.0	1.0	2.0	2.0
WMS BAND 02	123,000		2.0	1.0	2.0	2.0
Total FTEs			4.0	2.0	4.0	4.0

III. D - Expenditures By Program (optional)

Program	FY 2024	FY 2025	2023-25	2025-27	2027-29
200 - HCA - Other (200)		1,266,000	1,266,000	2,532,000	2,532,000
Total \$		1,266,000	1,266,000	2,532,000	2,532,000

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods. NONE

IV. D - Capital FTE Detail: FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

Bill Number: 1508 2ESHB

HCA Request #: 24-158

Title: Health Care Cost Board

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

	FY-2024	FY-2025	FY-2026	FY-2027	FY-2028	FY-2029	2023-25	2025-27	2027-29
FTE Staff Years	0.0	4.0	4.0	4.0	4.0	4.0	2.0	4.0	4.0
ACCOUNT									
General Fund-State 001-1	-	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	2,532,000	2,532,000
ACCOUNT - TOTAL \$	\$ -	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 2,532,000	\$ 2,532,000

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

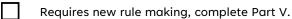
Check applicable boxes and follow corresponding instructions:

 \mathbf{X}

If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.

If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).

Capital budget impact, complete Part IV.



HCA Fiscal Note

Bill Number: 1508 2ESHB

HCA Request #: 24-158

Title: Health Care Cost Board

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

The Health Care Authority (HCA) administers both the Health Care Cost Transparency Board (Board) and the Prescription Drug Affordability Board (PDAB). Changes to these board directives and processes impact HCA staff required to administer and support board procedures.

As compared to 1508 ESHB, this version makes the following changes that impact HCA:

- Removes the requirement that the Board seek input from advisory committees prior to major votes or decisions.
- Removes the Board's proposed new authority to require reporting and collection of data from payers and health care providers and to levy civil fines on payers and health care providers that violate data submission requirements.
- Removes the Board's proposed new authority to use data from non-specified sources.
- Allows the Board to use publicly available information filed by insurance carriers.
- Removes previously proposed requirements of the Board to adopt risk adjustment methodologies for use in analyzing total health care expenditures and health care cost growth.
- Changes the due date of the Board's annual report to December 1st each year, rather than August 1st.
- Removes the previously proposed requirement that the annual report include information about testimony and public comments received during the annual public hearing on growth in total health care expenditures.
- Eliminates the study of costs to the state related to nonprofit health care providers and nonprofit payers that are not included in the calculation of total health care expenditures.
- Changes the annual survey of underinsurance to a biennial survey.
- Directs the Board to conduct a biennial survey of insurance trends among employers and employees.
- Removes HCA's previously proposed authority to support activities and decisions of the Board, such as data collection and analysis, technical assistance, and the enforcement of performance improvement plan submissions and the payment of fines.
- Eliminates the requirements that the Board's analyses be performed by individuals with relevant expertise.
- Requires the Board's public hearing on growth in total health care expenditures to occur once a year, rather than at least once a year, and does not require that it be held concurrent with the issuance of the annual report.
- Requires the Board to make materials for the public hearing available at least 14 days prior to the public hearing, rather than seven days prior previously proposed.
- Requires the Board to provide at least 21 days' notice to payers or health care providers that are required to testify.
- Exempts provider groups with fewer than 10,000 unique attributed lives from public identification as having exceeded the health care cost growth benchmark.
- Eliminates the Board's authority to require payers and health care providers to establish performance improvement plans or pay civil fines.
- Removes the legislative findings and intent section previously included.
- Removes the null and void clause previously included.

Bill Number: 1508 2ESHB

HCA Request #: 24-158

Title: Health Care Cost Board

Sec. 1

- Amends RCW 70.390.040 Advisory committees—Appointment
- Changes the required health care providers and carriers committee to a health care stakeholder committee.
- Any other standing committees established by the board shall include representatives of consumers, labor, and employer purchasers.
- Broadens relevant experience required for committee membership to include "other relevant expertise."
- Adds additional representation to the new health care stakeholder committee to include two consumer representatives, two labor representatives, and two employer purchaser representatives.

Sec. 2

- Amends RCW 70.390.050 Authority to establish advisory committees—Duties
- Strengthens language saying the board "shall" seek input from relevant advisory committees before major decisions.
- Adds "analyze the impact of cost drivers on health care spending" to the scope of the board's work.
- Adds explicit permission for the board to use data received from existing sources, including public info filed by carriers under Title 48 RCW, and data collected under RCW 43.70 (Dept of Health), 43.71 (HBE), 43.71C (Prescription drug costs), 43.371 (Statewide health care claims data), and 70.405 (PDAB).
- Adds explicit permission for the board to share its data with PDAB.
- Changes language from "...board shall accept recommendations..." to "...board shall solicit and consider recommendations..." from its advisory committees.
- Adds the following to the scope of what cost drivers may include:
 - \circ $\;$ Financial earnings of health care providers and payers,
 - Utilization trends and adjustments for demographic changes and severity of illness,
 - New state health insurance benefit mandates, and
 - \circ $\;$ Other cost drivers as determined by the board.

Sec. 3

- Amends RCW 70.390.070 Reporting
- Deletes an obsolete reference to a past report.
- Changes the annual report date to December 1.

Sec. 4

- Adds a new section to RCW 70.390
- At least biennially, the board shall conduct a survey of underinsurance. [several specific details about the contents of the report are included and the board may make improvement starting in 2026]
 - Various demographic factors are specifically identified.
 - Certain end uses of the survey are identified.
 - Certain poverty levels and deductibles are identified.
 - By Jan 1, 2026, the board shall identify survey improvements.
- At least biennially, the board shall conduct a survey of insurance trends among employers and employees.
- The board may conduct the survey through HCA, another state agency, or a contractor.
- The survey results shall be included in the board's existing annual report.

Sec. 5

- Adds a new section to RCW 70.390
- By Dec 1, 2024, and annually thereafter, the board shall hold a public hearing to discuss the growth in total healthcare expenditures relative to the benchmark. The agenda and materials must be available at least 14 days prior to the meeting.

Prepared by: Melinda Helberg

HCA Fiscal Note

Bill Number: 1508 2ESHB

HCA Request #: 24-158 Title

Title: Health Care Cost Board

- The hearing must include public identification of payers and providers exceeding the benchmark. Provider groups under 10,000 lives are exempt.
- The board may require testimony from payer and providers exceeding the benchmark, and shall invite testimony from other stakeholders and the public.

Sec. 6

- Adds a new section to 43.71C RCW Prescription Drug Costs
- Adds explicit permission to share information collected pursuant to this chapter with the HCCTB.

Sec. 7

- Amends RCW 70.405.030 [PDAB] Authority to review drug prices
- Expands RCW references for utilizing collected data to include RCW 43.371 [Statewide health care claims data] and 70.390 [HCCTB].

II. B - Cash Receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

None

II. C – Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Administrative Cost Impact

HCA requests \$1,266,000 General Fund State (GF-S) and 2.0 Full Time Equivalent (FTE) staff in the 2023-2025 biennium. In the subsequent biennium this bill will have a maintenance of \$2,532,000 (GF-S) and 4.0 FTE staff.

2.0 FTE Management Analyst 5, permanent, beginning July 1, 2024; Policy Division

> Planning and developing the project's scope of work, ensuring the project stays within scope and budget.

- > Onboarding for new legislatively required members for the boards' committees.
- > Identify risks and risk mitigation strategies.

> Support development of the Board's legislative reports and other reports and work necessary to manage the contract.

> Serve as liaison with other HCA divisions supporting the project.

> Manage the ongoing contract for the bi-annual underinsurance survey, including developing the scope of work, ensuring the project stays within scope and budget, identifies risks and risk mitigation strategies, disseminating the results of the bi-annual survey.

> Manage the ongoing contract for the bi-annual employer insurance trend survey, including developing the scope of work, ensuring the project stays within scope and budget, identifies risks and risk mitigation strategies, disseminating the results of the bi-annual survey.

> Support annual public hearing process.

Bill Number: 1508 2ESHB

HCA Request #: 24-158 Title: Health Care Cost Board

2.0 FTE WMS Band 002 (Research Manager), permanent, beginning July 1, 2024, for Clinical Care and Quality Transformation-DATA Program

> Provide technical assistance to contractor about how to implement the survey of underinsurance and recommend any improvements to the measure of underinsurance.

> Provide technical assistance to contractor on survey of insurance trends among employers and employees.

> Design data submission guide and data submission template to collect financial earnings of health care providers and payers, including information regarding profits, assets, accumulated surpluses, reserves, and investment income, and similar information.

> Analyses and reports leading up to the impact of cost drivers on health care spending.

- > Provide technical assistance for adjustments for demographic changes and severity of illness.
- > Research and analyze the impact of new state health insurance benefit mandates on health care spending.

> Support the board, advisory groups on meeting materials, annual report and other products developed and released by the board.

Contractual Costs:

\$500,000 biennial contract to conduct the biennial underinsurance survey.

\$500,000 biennial contract to conduct the biennial employer insurance trend survey (details of which must be included in the 2025 HCCTB legislative report).

Goods and services, travel, and equipment are calculated on actual program averages per FTE.

Administrative costs are calculated at \$35,000 per 1.0 FTE. This cost is included in Object T based on HCA's federally approved cost allocation plan.

Part III: Expenditure Detail

III. A - Operating Budget Expenditure

ACCOUNT	ACCOUNT TITLE	TYPE	FY-2024	FY-2025	FY-2026	FY-2027	FY-2028	FY-2029	2023-25	2025-27	2027-29	
001-1	General Fund	State	-	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	2,532,000	2,532,000	
ACCOUNT - TOTAL \$			\$ -	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 2,532,000	\$ 2,532,000	

HCA Fiscal Note

Bill Number: 1508 2ESHB

HCA Request #: 24-158

Title: Health Care Cost Board

III. B - Expenditures by Object Or Purpose

OBJECT	OBJECT TITLE	FY-2024	FY-2025	FY-2026	FY-2027	FY-2028	FY-2029	2023-25	2025-27	2027-29
А	Salaries and Wages	-	438,000	438,000	438,000	438,000	438,000	438,000	876,000	876,000
В	Employee Benefits	-	140,000	140,000	140,000	140,000	140,000	140,000	280,000	280,000
С	Professional Service Contracts	-	500,000	500,000	500,000	500,000	500,000	500,000	1,000,000	1,000,000
E	Goods and Other Services	-	40,000	40,000	40,000	40,000	40,000	40,000	80,000	80,000
G	Travel	-	8,000	8,000	8,000	8,000	8,000	8,000	16,000	16,000
Т	Intra-Agency Reimbursements	-	140,000	140,000	140,000	140,000	140,000	140,000	280,000	280,000
	OBJECT - TOTAL \$		\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 2,532,000	\$ 2,532,000

III. C - Operating FTE Detail: FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.

FTE JOB TITLE	SALARY	FY-2024	FY-2025	FY-2026	FY-2027	FY-2028	FY-2029	2023-25	2025-27	2027-29
MANAGEMENT ANALYST 5	96,000	0.0	2.0	2.0	2.0	2.0	2.0	1.0	2.0	2.0
WMS BAND 02	123,000	0.0	2.0	2.0	2.0	2.0	2.0	1.0	2.0	2.0
ANNUAL SALARY & FTE - TOTAL	\$ 219,000	0.0	4.0	4.0	4.0	4.0	4.0	2.0	4.0	4.0

III. D - Expenditures By Program (optional)

PROGRAM	PROGRAM TITLE	FY-2024	FY-2025	FY-2026	FY-2027	FY-2028	FY-2029	2023-25	2025-27	2027-29
200	200 - HCA - Other	-	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	1,266,000	2,532,000	2,532,000
PROGRAM - TOTAL \$		\$-	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 1,266,000	\$ 2,532,000	\$ 2,532,000

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout: Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

IV. D - Capital FTE Detail: FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.

NONE

Individual State Agency Fiscal Note

Bill Number: 1508 2E S HB Title: Health care cost board	Agency: 300-Department of Social and Health Services
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Part I: Estimates

X No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from: NONE

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.

If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).

Capital budget impact, complete Part IV.

Requires new rule making, complete Part V.

Legislative Contact:	Greg Attanasio	Phone: 360-786-7410	Date: 02/12/2024
Agency Preparation:	Cassi Postma	Phone: 3609999999	Date: 02/13/2024
Agency Approval:	Dan Winkley	Phone: 360-902-8236	Date: 02/13/2024
OFM Review:	Jason Brown	Phone: (360) 742-7277	Date: 02/13/2024

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

There is no fiscal impact to the Department of Social and Health Services (DSHS). This bill would implement changes to the authority and responsibilities of the Health Care Transparency Board which is supported by the Washington State Health Care Authority. The proposal will not impact DSHS.

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.* NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

- IV. A Capital Budget Expenditures NONE
- IV. B Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods. NONE

IV. D - Capital FTE Detail: FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.

NONE

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.