

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 1392 S HB AMS ENGR S2795.E	<b>Title:</b> Medicaid access program
---	---------------------------------------

## Estimated Cash Receipts

Agency Name	2025-27			2027-29			2029-31		
	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total	GF-State	NGF-Outlook	Total
Office of State Treasurer	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Washington State Health Care Authority	0	0	152,636,000	0	0	1,081,248,000	0	0	1,238,888,000
Washington State Health Care Authority	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.								
Office of Insurance Commissioner	0	0	0	0	0	14,128,374	0	0	14,128,374
Office of Insurance Commissioner	In addition to the estimate above, there are additional indeterminate costs and/or savings. Please see individual fiscal note.								
<b>Total \$</b>	<b>0</b>	<b>0</b>	<b>152,636,000</b>	<b>0</b>	<b>0</b>	<b>1,095,376,374</b>	<b>0</b>	<b>0</b>	<b>1,253,016,374</b>

## Estimated Operating Expenditures

Agency Name	2025-27				2027-29				2029-31			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Office of State Treasurer	.0	0	0	0	.0	0	0	0	.0	0	0	0
Washington State Health Care Authority	3.6	0	0	91,172,000	5.9	0	0	1,038,991,000	5.9	0	0	1,265,320,000
Office of Insurance Commissioner	.3	0	0	116,049	.0	0	0	0	.0	0	0	0
<b>Total \$</b>	<b>3.9</b>	<b>0</b>	<b>0</b>	<b>91,288,049</b>	<b>5.9</b>	<b>0</b>	<b>0</b>	<b>1,038,991,000</b>	<b>5.9</b>	<b>0</b>	<b>0</b>	<b>1,265,320,000</b>

## Estimated Capital Budget Expenditures

Agency Name	2025-27			2027-29			2029-31		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of State Treasurer	.0	0	0	.0	0	0	.0	0	0
Washington State Health Care Authority	.0	0	0	.0	0	0	.0	0	0
Office of Insurance Commissioner	.0	0	0	.0	0	0	.0	0	0
<b>Total \$</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>

# Estimated Capital Budget Breakout

--

<b>Prepared by:</b> Jason Brown, OFM	<b>Phone:</b> (360) 742-7277	<b>Date Published:</b> Final 4/22/2025
--------------------------------------	---------------------------------	---

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1392 S HB AMS ENGR S2795.E	<b>Title:</b> Medicaid access program	<b>Agency:</b> 090-Office of State Treasurer
---	---------------------------------------	--

## Part I: Estimates

**No Fiscal Impact**

**Estimated Cash Receipts to:**

**Non-zero but indeterminate cost and/or savings. Please see discussion.**

**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:	Phone:	Date: 04/15/2025
Agency Preparation: Dan Mason	Phone: (360) 902-8990	Date: 04/16/2025
Agency Approval: Dan Mason	Phone: (360) 902-8990	Date: 04/16/2025
OFM Review: Megan Tudor	Phone: (360) 890-1722	Date: 04/16/2025

## 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.*

SHB 1392 AMS ENGR S2795.E creates the medicaid access program account and allows the account to retain its earnings from investments.

There will be some de-minimis work for OST which can be completed within current practices and resources.

### 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.*

Projected cash flows are currently unavailable; therefore, estimated earnings from investments are indeterminable.

### 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.*

# Individual State Agency Fiscal Note

Revised

<b>Bill Number:</b> 1392 S HB AMS ENGR S2795.E	<b>Title:</b> Medicaid access program	<b>Agency:</b> 107-Washington State Health Care Authority
---	---------------------------------------	--

## Part I: Estimates

**No Fiscal Impact**

### Estimated Cash Receipts to:

ACCOUNT	FY 2026	FY 2027	2025-27	2027-29	2029-31
General Fund-Federal 001-2	100,000	63,285,000	63,385,000	724,242,000	881,882,000
Medicaid Access Program-State NEW-1		89,251,000	89,251,000	357,006,000	357,006,000
<b>Total \$</b>	100,000	152,536,000	152,636,000	1,081,248,000	1,238,888,000

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

### Estimated Operating Expenditures from:

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	1.3	5.9	3.6	5.9	5.9
<b>Account</b>					
General Fund-State 001-1	111,000	(111,000)	0	0	0
General Fund-Federal 001-2	100,000	63,285,000	63,385,000	724,242,000	881,882,000
Medicaid Access Program-State NEW-1	0	27,787,000	27,787,000	314,749,000	383,438,000
<b>Total \$</b>	211,000	90,961,000	91,172,000	1,038,991,000	1,265,320,000

### 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:

- 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:	Phone:	Date: 04/15/2025
Agency Preparation: Marcia Boyle	Phone: 360-725-0850	Date: 04/18/2025
Agency Approval: Catrina Lucero	Phone: 360-725-7192	Date: 04/18/2025
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 04/21/2025

## 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.

### 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.

HCA impacts - see attached HCA FN for details.

HBE impacts - see attached HBE FN for details.

### 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.

HCA impacts identified above - see attached HCA FN for details.

HBE has no fiscal impact - see attached HBE FN for details.

## Part III: Expenditure Detail

### III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2026	FY 2027	2025-27	2027-29	2029-31
001-1	General Fund	State	111,000	(111,000)	0	0	0
001-2	General Fund	Federal	100,000	63,285,000	63,385,000	724,242,000	881,882,000
NEW-1	Medicaid Access Program	State	0	27,787,000	27,787,000	314,749,000	383,438,000
<b>Total \$</b>			211,000	90,961,000	91,172,000	1,038,991,000	1,265,320,000

### III. B - Expenditures by Object Or Purpose

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	1.3	5.9	3.6	5.9	5.9
A-Salaries and Wages	127,000	559,000	686,000	1,118,000	1,118,000
B-Employee Benefits	37,000	166,000	203,000	332,000	332,000
C-Professional Service Contracts					
E-Goods and Other Services	9,000	809,000	818,000	1,198,000	1,198,000
G-Travel	2,000	12,000	14,000	24,000	24,000
J-Capital Outlays	1,000	6,000	7,000	12,000	12,000
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services		89,251,000	89,251,000	1,035,991,000	1,262,320,000
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements	35,000	158,000	193,000	316,000	316,000
9-					
<b>Total \$</b>	211,000	90,961,000	91,172,000	1,038,991,000	1,265,320,000

**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 2026	FY 2027	2025-27	2027-29	2029-31
Fiscal Analyst 3	70,000	0.3	1.4	0.9	1.4	1.4
Fiscal Analyst 5	87,000		0.5	0.3	0.5	0.5
Occupational Nurse Consultant	140,000		0.5	0.3	0.5	0.5
WMS Band 2	127,000	1.0	3.5	2.3	3.5	3.5
<b>Total FTEs</b>		1.3	5.9	3.6	5.9	5.9

**III. D - Expenditures By Program (optional)**

Program	FY 2026	FY 2027	2025-27	2027-29	2029-31
HCA-Medicaid (200)	211,000	90,961,000	91,172,000	1,038,991,000	1,265,320,000
<b>Total \$</b>	211,000	90,961,000	91,172,000	1,038,991,000	1,265,320,000

**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.*

See attached.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program REVISED**

## Part I: Estimates

No Fiscal Impact

### Estimated Cash Receipts to:

ACCOUNT	REV SOURCE	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
General Fund-Medicaid 001-C	0393	100,000	63,285,000	283,301,000	440,941,000	440,941,000	440,941,000	63,385,000	724,242,000	881,882,000
Medicaid Access Program-State MAP-1	0299		89,251,000	178,503,000	178,503,000	178,503,000	178,503,000	89,251,000	357,006,000	357,006,000
<b>REVENUE - TOTAL \$</b>		<b>100,000</b>	<b>152,536,000</b>	<b>461,804,000</b>	<b>619,444,000</b>	<b>619,444,000</b>	<b>619,444,000</b>	<b>152,636,000</b>	<b>1,081,248,000</b>	<b>1,238,888,000</b>

### Estimated Operating Expenditures from:

STAFFING	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
<b>FTE STAFF YEARS - TOTAL</b>	<b>1.3</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>3.6</b>	<b>5.9</b>	<b>5.9</b>
ACCOUNT	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
General Fund-State 001-1	111,000	(111,000)	-	-	-	-	-	-	-
General Fund-Medicaid 001-C	100,000	63,285,000	283,301,000	440,941,000	440,941,000	440,941,000	63,385,000	724,242,000	881,882,000
Medicaid Access Program-State MAP-1	-	27,787,000	123,030,000	191,719,000	191,719,000	191,719,000	27,787,000	314,749,000	383,438,000
<b>ACCOUNT - TOTAL \$</b>		<b>211,000</b>	<b>90,961,000</b>	<b>406,331,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>91,172,000</b>	<b>1,038,991,000</b>	<b>1,265,320,000</b>

### 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.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

## 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.*

This bill creates a Medicaid Access Program account with the state Treasurer. This account is funded with assessment fees collected from Managed Care Organizations (MCOs) and health carriers that will be used to fund the Medicaid professional services rate increase.

This version makes the following changes:

- **Section 3** reduces the assessment amount from \$18 to \$16 in the first plan year. Modifies the rate adjustment in subsequent years to account for the inflationary factory in section 6. Reduces the number of fully insured lives per health carrier from 3,000,000 to 2,300,000 member months.
- **Section 5** adds clarifying language and reduces the amount of funding to be used in-lieu of general fund state from \$35,991,000 to an amount not to exceed \$35,000,000 in the first year after approval.
- **Section 6** adds vision to the list of professional services eligible for a rate increase. Modifies that the initial increase is to be uniformly by a percentage of based on the availability of funds from collections in the preceding. Plan year three each year thereafter shall be adjusted using the most recently published Medicare Economic Index (MEI) available at the time rates are published.
- **Section 18** adds that the Health Care Authority (HCA) must provide written notice of the expiration date to affected parties and others identified in the bill.
- **Section 21** – removed.

\*\*\*\*\*

### Impacts from SHB 1392 AMS WM S2795.1

**Section 1:** Defines terms.

**Section 2:** The bill requires the Health Care Authority (HCA) to submit a state plan amendment (SPA) or waiver request to Centers for Medicare and Medicaid Services (CMS) by September 1, 2025, to collect an assessment fee for covered lives from MCOs. The assessment fee, collection, and disbursement of funds for this program will be conditioned upon final approval by CMS.

**Section 3:** All health carriers and MCOs will pay an assessment beginning January 1 of the year following the approval by CMS.

For health carriers, the first year covered lives assessment is set at \$0.50 per covered life. Subsequent assessments shall be made by HCA by May 15 each year and be adjusted based on the inflation factor using the Medicare Economic Index (MEI) for professional services. The covered lives assessment shall apply to the health carrier group plan lives followed by individual health plan lives, applicable to the first 2,300,000 member months within the group plan then individual plan.

For MCOs, the first plan year, HCA will assess a per member per month assessment of \$16 for MCOs. On or before May 15 of the first plan year and on or before May 15 of each subsequent year, HCA will determine the assessment rate necessary to fund the adjustment based on the inflation factor using the MEI for professional services rate increase in section 6. HCA will notify MCOs annually of the estimated assessment for the upcoming year. Payment collections are to be made no more frequently than quarterly.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program REVISED**

Assessment fees are applied to the first 2,300,000 member months per MCOs. Payments from MCOs are due within 45 days of the payment schedule determined by HCA, with interest accrued on the amounts received after the 45-day period.

HCA will deposit the collected amounts from MCOs and interest with the state Treasurer designated for this purpose.

**Section 5:** Moneys in the account may be spent only after appropriation and used only for the administration and implementation of the Medicaid Access program as established in Section 6 of this bill.

Disbursements from the account include:

- Payments to providers and MCOs.
- Payments to MCOs for the nonfederal share of the increased capitation payments based on their projected assessment obligation.
- Administrative expenses incurred by the HCA.
- In lieu of general fund state for Medicaid services in an amount not to exceed \$35,000,000 in the first year following the approval in section 2 and assessments authorized.
- Up to \$2,000,000 to pay for administrative and service-related costs to expand Medicaid access in school settings.

**Section 6:** Beginning January 1 of the second plan year after the approval from CMS is granted, subject to available funds in the account, the fee-for-service (FFS) and managed care rates for professional services that are not reimbursed at or above Medicare rates as of December 31, 2024 must be increased uniformly across professional service categories by a percentage of corresponding Medicare rates as of December 31, 2024 based on availability of funds in the account for rate increases from collections in the preceding plan year. Rates for subsequent years to be adjusted by the most recently published MEI available at the time rates are established for the plan year. This section describes a wide range of services eligible for the rate increase.

**Section 6(3)(a):** requires that HCA provide information to the Legislative fiscal and health committees whether the rate increases have impacted healthcare access, by focusing on the following metrics: increases in provider utilization, number of contracts with provider types, patient access measures from the CAHPS health plan surveys of MCOs and other external quality review metrics.

**Section 7:** This section states that the federal requirement for actuarially sound rates is not altered by this bill.

**Section 8:** HCA may adopt rules to carry out the requirements of this bill.

**Section 10** prohibits penalties or actions against HCA or its employees from health plan carriers assessed by HCA in the good faith operation of this program.

**Section 18:** This act expires if by January 1, 2027, CMS does not provide final approval of the SPA or waiver. HCA must provide written notice of the expiration date to affected parties and others identified in the bill.

## 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.*

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program REVISED**

The bill requires HCA and the Office of the Insurance Commissioner (OIC) to collect covered lives assessment from MCO and commercial health plans. The assessment is capped at 2,3000,000 member months per plan. The revenue is determined by multiplying member months by \$16 (MCOs) and \$0.50 (commercial plans) for the initial year. HCA assumes that the assessment on Medicaid MCOs would be included as part of the non-benefit component of the MCO rates effective January 2027. MCOs will pay the assessment to HCA which will be deposited into a designated account with the state Treasurer. This revenue is intended to fund the rate increase for Apple Health professional services performed. It is unknown how the assessment rate may change over time. Below is the estimated revenue for HCA, assuming \$16 per member per month assessment rate:

<b>HCA Assessment Collection Estimate</b>			
<b>Fund Source</b>	<b>SFY27</b>	<b>SFY28</b>	<b>SFY29</b>
GFF	\$ 62,476,018	\$ 124,952,037	\$ 124,952,037
GFS	\$ 26,775,436	\$ 53,550,873	\$ 53,550,873
<b>Total:</b>	<b>\$ 89,251,455</b>	<b>\$ 178,502,910</b>	<b>\$ 178,502,910</b>

**Assumptions:**

The total collected amount will change every year based on changes in the assessment fee that are driven by:

- Changes in the client caseload/enrollments.
- Recalculation of the assessment fee based on funding needs for the professional rate increase.
- Remaining fund balance available to pay the rates.

ACCOUNT	REV SOURCE	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
General Fund-Medicaid 001-C	0393	100,000	63,285,000	283,301,000	440,941,000	440,941,000	440,941,000	63,385,000	724,242,000	881,882,000
Medicaid Access Program-State MAP-1	0299	-	89,251,000	178,503,000	178,503,000	178,503,000	178,503,000	89,251,000	357,006,000	357,006,000
<b>REVENUE - TOTAL \$</b>		<b>100,000</b>	<b>152,536,000</b>	<b>461,804,000</b>	<b>619,444,000</b>	<b>619,444,000</b>	<b>619,444,000</b>	<b>152,636,000</b>	<b>1,081,248,000</b>	<b>1,238,888,000</b>

**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.

HCA requests the following:

\$211,000 (\$111,000 General Fund State (GFS)) in Fiscal Year (FY) 2026, \$90,961,000 in FY 2027, \$406,331,000 in FY 2028, and \$632,660,000 in FY 2029.

All assumptions are based on CMS approval not being provided until sometime in calendar year 2026, resulting in Plan Year 1 starting January 1, 2027.

**Agency Administrative Fiscal Impact**

The bill creates a significant operational challenge and will require additional resources to implement. Workload impacts include:

- Manage the calculation of the assessment on an annual basis.
- Work with Milliman to ensure the funding for the professional services rate increase is incorporated into capitation rates. Inform decisions affecting actuarial work and facilitate the data transmission.
- Disburse funds for the professional services rate increase to FFS providers.
- Manage any reconciliations between HCA, MCOs and the fund account due to retroactive client disenrollments.
- Manage MCO contract language pertaining to the bill.
- Work with CMS on SPA/waiver and preprint submission.

## HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

- Coordinate with other areas of HCA on assigning appropriate quality metrics and developing evaluation plans for managed care state directed payments (SDP) evaluating the impact of the rate increase on specific quality measures.
- Coordinate with the Office of Medicaid Systems and Data (OMSD) on any system changes.
- Coordinate with OFM and HCA on rule making process.
- Maintain FFS fee schedules.
- In addition to evaluating the impact on quality measures, the amended version requires that HCA conduct a study and evaluation of the rate increase on utilization, provider enrollment and patient access measures. HCA will be required to report the findings of the evaluation to the Legislature on an annual basis.

Section 5 requires HCA to make payments to MCOs. If these payments meet the federal definition of a SDP, they would be subject to the associated CMS requirements. Data related impacts of those requirements include quality performance measures consultation, identification, modification, production and applied to the recipients of the payment. This would require new analytical work including:

- Consult on measure identification specific to the SDP.
- Review measure selection according to federal requirement.
- Guide statistical and technical measurement for approval through the agency's quality committee.
- Develop measure specification clarification/modification specific to SDP.
- Analytic data ongoing production of measure specific to SDP provider and enrollee population.
- Present of quarterly reporting on metric progress.
- Present annual evaluation of performance.
- Submit evaluation to CMS.
- Report out of evaluation of the Quality Strategy through External Quality Review Organization (EQRO) Technical Report.

For this administrative work, HCA requests:

- 1.0 FTE WMS2 Fiscal Information & Data Analyst (permanent)
  - Support development and submission of SPA/waiver due by September 1, 2025.
  - Respond to CMS questions on SPA/waiver.
  - Manage the development, implementation, and maintenance of the program on the managed care side.
  - Manage the evaluation and calculation of the assessment fee for MCOs and any reconciliation needed between HCA, MCOs and the fund account due to retroactive changes in client enrollment status.
  - Manage MCO contract work related to this bill and work with CMS on annual preprint submission and approval process for the rate increase.
  - Coordinate with other areas of HCA on appropriate quality metrics and evaluation plans for SDP process.
- 1.0 FTE WMS2 Fiscal Information & Data Analyst (permanent)
  - Manage the development, implementation, and maintenance of the program on the FFS side.
  - Ensure that eligible FFS providers are paid appropriately.
  - Coordinate with ProviderOne on system changes, maintain fee schedules and system rate sheets, in coordination with OFM and HCA's Rules and Publications work on WAC and SPA updates.
- 1.0 FTE WMS2 Data/Business Analyst (permanent)
  - On-going analytics, data monitoring and reporting within DATA division of HCA.
- 0.5 FTE Fiscal Analyst 5 (permanent)
  - Manage the collection of funds from the health plans on a quarterly basis.
- 0.5 FTE WMS2 Senior Data Analyst (permanent)
  - Consult on measurement production feasibility and alignment with Healthcare Effectiveness Data and Information Set (HEDIS), Medicaid Core Measures, and other key measure sets.
  - Advise on measure selection for CMS pre-print proposal.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

- Develop health care measure modifications and data source to fit the requirements of CMS and the SDP program.
- Test selected measures and build process for ongoing metric production.
- Ensure all federal validation requirements are adhered to.
- Present results to stakeholders (Medicaid MCOs, provider groups, quality staff) on a quarterly basis.
- 0.5 FTE Occupational Nurse Consultant (permanent)
  - Facilitate the agency's federal compliance with quality monitoring for the SDP, collaborating with agency data teams to support compliance.
  - Review of available measures, using CMS guidance regarding prioritization of CMS Core Set measures and MCO contracted measures.
  - Verify alignment of MCO contracted measure expectations, SDP measures, and Medicaid Managed Care Quality Strategy. Facilitate revisions as required for alignment.
  - Facilitation of review and decision-making regarding selection of appropriate measures through recently established process, pulling this work into HCA's Quality Measurement Monitoring and Improvement (QMMI) framework.
  - Ongoing monitoring of interim performance with MCO communications (every 6 months or quarterly depending on the measure and typical measure production timelines).
  - Collaboration with fiscal's preparation of SDP Preprint.
  - Evaluation of the SDP measure performance, including submission of SDP Evaluation to CMS annually, in collaboration with FSD, and evaluation of Quality Strategy with submission to EQRO of results for annual publication.
  - EQRO contracting work and monitoring of impacted deliverables (Annual EQR Technical report at minimum).
- \$525,000 per year for actuarial support contract. To evaluate the data as part of the annual rate setting process and calculate the assessment fee funding for inclusion into managed care rates. Milliman's work will also include SDP calculation and incorporation of this information into the rate certification package submitted to CMS
- \$210,000 one-time for ProviderOne system updates. To implement and manage necessary changes to ProviderOne to ensure that assessment fees are generated on valid enrollment records and the rates subsystem is supported to manage payment of higher rates based on eligible provider taxonomies.
- \$20,000 per year for External Quality Review Organization (EQRO) contract. For reporting of SDP evaluation results and impact on managed care quality as it relates to assessment of the Medicaid managed care quality strategy within the Annual EQR Technical Report as federally required.

Goods and services, travel, and equipment are calculated on actual program averages per FTE. Administrative costs are calculated at \$35,000/0.30 FTE per 1.0 FTE. This cost is included in Object T based on HCA's federally approved cost allocation plan. The FTE portion is included as a Fiscal Analyst 3.

## Other impacts and challenges associated with implementation:

- **Rate setting methodology:** the bill directs HCA to increase Medicaid rates to the corresponding Medicare rates as of December 31, 2024, with annual adjustments based on the Medicare Economic index (MEI). This approach presents significant operations challenges and might impact the current RBRVS (Resource Based Relative Value Scale) methodology where annual rates are set in a budget neutral manner in order not to exceed the past utilization/expenditures, unless rates for targeted services are increased as directed by the Legislature. This change will require WAC and SPA updates.
- **Code misalignment:** not all services have a Medicare equivalent rate: e.g. some behavioral health services.
- **FQHC/RHC/Tribal/PAP impact:** the bill is silent whether the rate increase would apply to FQHC/RHC/Tribe/PAP providers. HCA's general practice is to exclude these providers from the rate increase for any encounter eligible services given that these services are already reimbursed based on cost.
- **Managed Care State directed payment:**
  - The rate increase described in section 6 will be operationalized via a state directed payment (SDP) through MCOs, where funding for the rate increase is included in managed care capitation rates. MCOs are directed via

## HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

the contract to increase provider rates for impacted services to be at least the amount listed in FFS fee schedules. All SDPs require an annual evaluation plan that identifies measures that will be used to assess the effectiveness of the SDP in advancing goals and objectives of the Washington's Managed Care Quality Strategy. Evaluation plans require that selected measures demonstrate maintenance or improvement over baseline statistics.

- The 2024 CMS Managed Care Final Rule aims to improve quality standards and strengthen fiscal and program integrity for SDPs. Given the rising demand for such rate increases, there is greater concern about their effectiveness in supporting care outcomes. To address this, the new regulations mandate increased oversight, leading to the implementation of quality initiatives designed to evaluate and improve these efforts for SDPs. Additionally, there are increased reporting requirements for larger state directed payments that exceed 1.5 percent of total capitation payments.
  - SDPs present both challenges and opportunities for providers. While they can incentivize improvements in access and quality of care, the final rule does establish a mechanism for CMS to withhold approval of an SDP if selected measures do not demonstrate progress.
- **Use of federal funding:** the MCO covered lives assessment would be included as part of the MCO capitation rate, a portion of which would be paid for with Federal funding. The revenue generated through the assessment would then be used to fund the professional services rate increase described in Section 6. There are federal rules around what is a permissible source for the non-federal share of Medicaid payments. It is unclear, without additional research, as to whether the current structure of the covered lives assessment and professional services rate increase in section 6 have any inconsistency with these federal rules HCA staff have reached out to CMS to request direction regarding this question on January 21, 2025. We have not heard back and do not anticipate to receive feedback in the near future due to the uncertainties at the federal level associated with the change in the administration.
  - **MCO contracting relativity:** MCOs generally contract with providers at reimbursement rates that are higher than Medicaid FFS rates. For example, if the FFS rate is \$100 for a given service, MCOs may negotiate reimbursement rates with providers that are 5%-10% higher. It is expected that MCOs will maintain this relative difference even when Medicaid rates are increased to match Medicare levels, meaning they will then be paying rates above Medicare. However, the financial impact of this contracting gap is not accounted for in the estimates for the professional rate increase outlined in Section 6 of the bill.
  - **MEI:** MEI is determined by CMS and is updated annually. For the initial year of this program, we are using the 2025 MEI rate of 3.5%. This rate is applied to projected years, although the actual MEI for those years will vary. Additionally, to estimate the fiscal impact, the MEI is being applied to services included in the modeling. Services already reimbursed at Medicare levels are excluded from modeling, meaning the fiscal impact does not account for any additional effect of applying the annual MEI to those excluded services.
  - Language in Section 5 under (2)(g) requires HCA to pay up to \$2,000,000 for administrative and service-related costs to expand Medicaid access in school settings. It is HCA's assumption that any services performed in the school settings would have been picked up in the rate increase modeling as utilization data used in the modeling did not exclude the school setting. To the extent this language indicates something else, we would need to receive additional guidance and information to properly model the impact. It is unclear what "administrative" costs are contemplated in this section. HCA is not able to provide a fiscal estimate without further clarification as to the scope of administrative costs eligible to receive funding from the Medicaid Access Program account.

### Apple Health Service-Related Fiscal Impact

HCA expenditure will include two major factors:

- **Assessment Expenditures:** The assessment's impact on the Medicaid MCO rates – per federal rule, HCA must include the impact of any taxes and fees in the non-benefit portion of the MCO rates. The table below summarizes the estimated impact.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
 REVISED

<b>HCA Assessment Collection Estimate</b>			
Fund Source	SFY27	SFY28	SFY29
GFF	\$ 62,476,018	\$ 124,952,037	\$ 124,952,037
GFS	\$ 26,775,436	\$ 53,550,873	\$ 53,550,873
<b>Total:</b>	<b>\$ 89,251,455</b>	<b>\$ 178,502,910</b>	<b>\$ 178,502,910</b>

- Professional services rate increase expenditures** - as required in Section 6 of the bill. The table below demonstrates the estimated fiscal impact of increasing current Medicaid rates to the level of 2024 Medicare rates. The amounts capture the CY2019 utilization for impacted services as that period represents a more stable time period (prior to PHE). Annual MEI is determined by CMS and changes every year. For CY2025 the MEI is 3.5% and it is applied to subsequent years in the absence of actual MEI. Another important assumption to note: MCOs generally contract with providers at reimbursement rates that are higher than Medicaid FFS rates. It is assumed that this contracting gap on the managed care side will be applied to higher (Medicare) rates. The contracting gap impact is not included in the below estimates.

Fund Source	SFY28 (6 months)	SFY29 (full year)
Federal	\$ 157,639,322	\$ 315,278,643
State	\$ 68,689,077	\$ 137,378,154
<b>Total</b>	<b>\$ 226,328,398</b>	<b>\$ 452,656,797</b>

**Public Employee Benefits Board (PEBB) and School Employees Benefits Board (SEBB) Programs**

No fiscal impact.

This bill creates a ‘covered lives assessment’ for fully insured health plan carriers to fund Medicaid’s professional services rate increases. The first year’s ‘covered lives assessment’ is \$0.50 per covered life. The subsequent ‘covered lives assessment’ shall be established by Health Care Authority (HCA) as outlined in Substitute House Bill 1392 as stricken and amended (1392 – S AMS ENGR S2795.E) Sections 3 and 6.

**Fully insured carrier impacts**

As drafted, the legislation impacts the PEBB and SEBB fully insured health plans governed under RCW 48.43 (Insurance Reform). The ‘covered lives assessment’ shall apply to the health carrier group plan lives followed by individual health plan lives, applicable to the first two million three hundred thousand (2.3 million) member months (or 191,667 covered lives) within the group plan then individual plan. While each carrier’s total covered lives is unknown or how each carrier would apply the proportion of any assessment for the PEBB or SEBB plan membership, for purposes of this analysis we assume carriers could pass through the assessment costs on the total PEBB and SEBB lives. The most current health plan enrollment data indicates no fully insured carrier exceeds the 2,300,000 member months (191,667 covered lives) established cap for PEBB and SEBB individual health plan lives.

Two scenarios are illustrated below. Scenario 1 allows consolidation of lives for the assessment since HCA is a single purchaser of the identified health plan carrier. Scenario 2 does not consolidate lives and keeps the program separate. Since historical member months for PEBB and SEBB do not exceed 2,300,000 for any of its fully insured contracts, the assessment totals are the same for each scenario.

Scenario 1: Consolidation of lives as single purchaser – Year one increased liability

*Kaiser Foundation Health Plan of Washington (KPWA)*  
 Single Purchaser Health Plan: \$697,000 - \$841,000

*Kaiser Foundation Health Plan of the Northwest (KPNW)*  
 Single Purchaser Health Plan: \$62,000 – \$76,000

## HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

### *Premera*

Single Purchaser Health Plan: \$315,000 - \$326,000

### Scenario 2: PEBB and SEBB programs kept separate under single purchaser – Year one increased liability

#### *Kaiser Foundation Health Plan of Washington (KPWA)*

PEBB health plans only: \$292,000 – \$364,000

SEBB health plans only: \$405,000 - \$477,000

#### *Kaiser Foundation Health Plan of the Northwest (KPNW)*

PEBB health plans only: \$10,000 - \$21,000

SEBB health plans only: \$52,000 - \$55,000

### *Premera*

SEBB health plans only: \$315,000 - \$326,000

Future impacts and increases in the assessment liability are indeterminate due to variables detailed in Substitute House Bill 1392 as stricken and amended on the Senate Floor Sections 2, 3, and 6. However, the fully insured carrier liability associated with the ‘covered lives assessment’ does not impact state expenditures since the state expenditures for fully insured carriers is limited to the employer medical contribution (the state share of the monthly premium). The employer medical contribution is collectively bargained at 85% of the UMP Classic and Achieve 2 calculated rates. Monthly premium costs not covered by the employer medical contribution are the responsibility of the member. If enacted, fully insured carriers may add liability to their contract administration/operating costs, which may result in an increase in the employee paid share of the monthly premium for PEBB and SEBB populations. Year one impacts to the employee’s paid share of the monthly premium are expected to be minimal but future impacts may result in higher costs for employees.

United HealthCare (UHC) Balance and Complete plans, Kaiser Permanente NW Senior Advantage, and Kaiser Permanente WA Medicare Advantage are exempt from the ‘covered lives assessment’ impacts. As defined in Substitute House Bill 1392 as stricken and amended Section 1(5), Medicare advantage plans established under Medicare Part C or outpatient prescription drug plans established under Medicare Part D are not included. These plans meet the definition for exclusion.

### **Self-insured Uniform Medical Plan (UMP) impacts**

As drafted, the legislation does not impact the state’s self-insured health plans governed under RCW 41.05 (State Health Care Authority). UMP is an employer-sponsored self-funded group health plan exempt from the assessment. There are no expected increases in state expenditures for the self-insured plan as a result of Substitute House Bill 1392 as stricken and amended on the Senate Floor.

### **Key Assumptions**

- No changes to enrollment in fully insured and self-insured health plans.
- Health plan carriers may include costs associated with the ‘covered lives assessment’ to its known liabilities to calculate annual health care premiums.
- The above costs are assumed as a year one liability. Any subsequent liabilities associated with the ‘covered lives assessment’ is indeterminate based on variables outlined in Section 3 and 6.
- The state plan, waiver, preprint, and/or any other documents the single state Medicaid agency requires to outline the program will seek approvals by CMS for the application of 2,300,000 member months cap and 36:1 ratio in Section 3 in its program design.
- Carriers may consolidate health plan contracts into one population if contract is with one purchaser.
- Collectively bargained employer medical contribution share remains at 85% of UMP Classic (PEBB) and Achieve 2 (SEBB) bid rates.
- Reporting of covered lives per plan year for assessment will be supported by current processes and staff.

# HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
 REVISED

## Part III: Expenditure Detail

### III. A - Operating Budget Expenditure

ACCOUNT	ACCOUNT TITLE	TYPE	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
001-1	General Fund	State	111,000	(111,000)	-	-	-	-	-	-	-
001-C	General Fund	Medicaid	100,000	63,285,000	283,301,000	440,941,000	440,941,000	440,941,000	63,385,000	724,242,000	881,882,000
MAP-1	Medicaid Access Program	State	-	27,787,000	123,030,000	191,719,000	191,719,000	191,719,000	27,787,000	314,749,000	383,438,000
<b>ACCOUNT - TOTAL \$</b>			<b>211,000</b>	<b>90,961,000</b>	<b>406,331,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>91,172,000</b>	<b>1,038,991,000</b>	<b>1,265,320,000</b>

### III. B - Expenditures by Object Or Purpose

OBJECT	OBJECT TITLE	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31	
A	Salaries and Wages	127,000	559,000	559,000	559,000	559,000	559,000	686,000	1,118,000	1,118,000	
B	Employee Benefits	37,000	166,000	166,000	166,000	166,000	166,000	203,000	332,000	332,000	
E	Goods and Other Services	9,000	809,000	599,000	599,000	599,000	599,000	818,000	1,198,000	1,198,000	
G	Travel	2,000	12,000	12,000	12,000	12,000	12,000	14,000	24,000	24,000	
J	Capital Outlays	1,000	6,000	6,000	6,000	6,000	6,000	7,000	12,000	12,000	
N	Grants, Benefits & Client Services	-	89,251,000	404,831,000	631,160,000	631,160,000	631,160,000	89,251,000	1,035,991,000	1,262,320,000	
T	Intra-Agency Reimbursements	35,000	158,000	158,000	158,000	158,000	158,000	193,000	316,000	316,000	
<b>OBJECT - TOTAL \$</b>			<b>211,000</b>	<b>90,961,000</b>	<b>406,331,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>91,172,000</b>	<b>1,038,991,000</b>	<b>1,265,320,000</b>

**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-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
FISCAL ANALYST 3	70,000	0.3	1.4	1.4	1.4	1.4	1.4	0.8	1.4	1.4
FISCAL ANALYST 5	87,000	-	0.5	0.5	0.5	0.5	0.5	0.3	0.5	0.5
OCCUPATIONAL NURSE CONSULTANT	140,000	-	0.5	0.5	0.5	0.5	0.5	0.3	0.5	0.5
WMS BAND 02	127,000	1.0	3.5	3.5	3.5	3.5	3.5	2.3	3.5	3.5
<b>FTE - TOTAL</b>		<b>1.3</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>5.9</b>	<b>3.6</b>	<b>5.9</b>	<b>5.9</b>

### III. D - Expenditures By Program (optional)

Program No.	Program Title	FY-2026	FY-2027	FY-2028	FY-2029	FY-2030	FY-2031	2025-27	2027-29	2029-31
200	200 - HCA - MED	211,000	90,961,000	406,331,000	632,660,000	632,660,000	632,660,000	91,172,000	1,038,991,000	1,265,320,000
<b>PROGRAM - TOTAL \$</b>		<b>211,000</b>	<b>90,961,000</b>	<b>406,331,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>632,660,000</b>	<b>91,172,000</b>	<b>1,038,991,000</b>	<b>1,265,320,000</b>

## 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 NONE

## HCA Fiscal Note

Bill Number: **SHB 1392-S AMS ENGR S2795.E** HCA Request: **25-199** Title: **Medicaid Access Program**  
REVISED

### **Part V: New Rule Making Required**

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

HCA may adopt rules to carry out the requirements per Section 8 of this bill.

# HBE Fiscal Note

Bill Number: S HB AMS ENGR S2795.E

HBE Request #: 25-44-01

## Part II: Narrative Explanation

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

This bill directs the Health Care Authority (HCA) to submit any state plan amendments or waivers to the Centers for Medicare and Medicaid Services by September 1, 2025, that are necessary to establish the Medicaid Access Program.

All health carriers and Medicaid managed care organizations must pay an annual covered lives assessment beginning January 1st of the plan year following the approval of the state plan amendments or waiver requests. The assessment rates and payment schedules are detailed in sections 3 and 4. Funds will go to raise Medicaid professional service payment rates up to corresponding Medicare rates to encourage providers to deliver services to Medicaid patients.

The assessments are limited to:

- The first 2,300,000 member months of fully insured lives per Medicaid managed care organization on a per Medicaid managed care organization basis; and
- The first 2,300,000 member months of fully insured lives per health carrier. For each health carrier, the assessment shall apply to member months of all group health plan lives first, followed by member months of individual health plans lives.

This bill also creates the Medicaid Access Program Account in the state treasury. All receipts from the assessments, interest, and penalties collected by HCA and the Insurance Commissioner under sections 3 and 4 of this act must be deposited into the account. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the administration and implementation of the Medicaid Access Program established in section 6 of this act.

The act expires if the federal Centers for Medicare and Medicaid Services do not provide final approval of the state plan amendment or waiver requests by January 1, 2027.

If specific funding for the purposes of this act is not provided by June 30, 2025, in the omnibus appropriations act, this act is null and void.

### II. B - Cash Receipts Impact

Indeterminate. The assessments for health carriers applies to the first 2,300,000 member months per health carrier, with group health plan lives being charged the assessment before individual health plans, like those offered on the Exchange. It is unknown how this assessment would impact premiums for qualified health plans (QHP) offered on the exchange, and the number of exchange customers the assessment would apply to will likely differ by carrier so any premium impacts would be different by carrier. Any increase to premiums would be subject to the two percent premium tax the Exchange earns on QHP enrolled through *Washington Healthplanfinder* which would be deposited to the Health Benefit Exchange Account in the state treasury.

### II. C - Expenditures

No fiscal impact. The Exchange does not anticipate any operational costs associated with the establishment of the Medicaid Access Program.

## HBE Fiscal Note

Bill Number: S HB AMS ENGR S2795.E

HBE Request #: 25-44-01

### **Part IV: Capital Budget Impact**

None.

### **Part V: New Rule Making Required**

None.

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1392 S HB AMS ENGR S2795.E	<b>Title:</b> Medicaid access program	<b>Agency:</b> 160-Office of Insurance Commissioner
---	---------------------------------------	--

## Part I: Estimates

**No Fiscal Impact**

### Estimated Cash Receipts to:

ACCOUNT	FY 2026	FY 2027	2025-27	2027-29	2029-31
Medicaid Access Program Account-State NEW-1				14,128,374	14,128,374
<b>Total \$</b>				14,128,374	14,128,374

In addition to the estimates above, there are additional indeterminate costs and/or savings. Please see discussion.

### Estimated Operating Expenditures from:

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	0.2	0.4	0.3	0.0	0.0
<b>Account</b>					
Insurance Commissioners Regulatory Account-State 138-1	38,785	77,264	116,049	0	0
<b>Total \$</b>	38,785	77,264	116,049	0	0

### 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:	Phone:	Date: 04/15/2025
Agency Preparation: Jane Beyer	Phone: 360-725-7043	Date: 04/22/2025
Agency Approval: Tom Zuvela	Phone: (800) 562-6900	Date: 04/22/2025
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 04/22/2025

## 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.*

Section 3(1)(a) requires all health carriers and Medicaid managed care organizations to pay an annual covered lives assessment beginning January 1st of the plan year following the final approval by CMS. For assessments due the first plan year, the OIC is required to assess a per member per month assessment of \$0.50 per covered life on health carriers.

Section 3(1)(b) requires that each year, on or before May 15th, HCA must determine the covered lives assessment for the calendar year.

Section 3(2)(b) limits the assessments to the first 2.3 million member months of fully insured lives per health carrier. For each health carrier, the assessment shall apply to member months of all group health plan lives first, followed by member months of individual health plan lives.

Section 4(2) requires the OIC to assess a per member per month annual covered lives assessment on health carriers.

Section 4(3) requires the OIC to determine a payment schedule for receipt of assessments under this section in accordance with the Medicaid access program rules as established by the authority.

Section 4(4) requires that payments are due within 45 days of the payment schedule and requires the OIC to charge interest on amounts received after the 45-day period.

Section 4(5) requires the OIC to deposit the annual covered lives assessments and interest collected to the Medicaid Access Program Account.

Section 4(6) requires health carriers to submit any annual statements or other reports deemed necessary by the OIC for the HCA to calculate the assessment in a manner consistent with section 3 of this act.

Section 9 authorizes the OIC to adopt rules necessary to carry out section 4 of this act.

### 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.*

#### Indeterminate Cash Receipts

##### Assumptions:

- First assessment collection is based on CY 2026 member months.
- Beginning in calendar year 2027, Health Care Authority (HCA) will provide the Office of Insurance Commissioner (OIC) with the amount needed to fund the professional services rate increases.
- Collection of assessments occurs annually and will be due by July 15.

Section 3(1)(a) requires all health carriers to pay an annual covered lives assessment beginning January 1st of the plan year following the final approval by CMS. For assessments due the first plan year, the OIC is required to assess a per member per month assessment of \$0.50 per covered life on health carriers. Based on 2024 annual financial statements filed with OIC by domestic health carriers, which includes information on covered lives for the fully insured commercial market, and December 2024 enrollment data reported by foreign health carriers, and limiting the assessment to 2.3 million member months per carrier, there were 14,128,375 member months covered under a fully insured individual or group health plan in CY2024. Assuming, for purposes of this fiscal note, that \$0.50 per covered life will be assessed and that the number of

covered lives for CY2026 will remain the same as CY2024, estimated revenue of \$7,064,187 (14,128,375 covered lives x \$0.50) will be collected in the first year. The number of covered lives will be captured from health carriers via the CY2026 insurance premium tax return, which is due in March 2027. OIC will then calculate and bill health carriers for the first plan year with a due date of July 2027.

Section 3(1)(b) requires that each year, on or before May 15th, HCA must determine the covered lives assessment for the calendar year. Section 3(2)(b) limits the assessments to the first 2.3 million member months of fully insured lives per health carrier. For each health carrier, the assessment shall apply to member months of all group health plan lives first, followed by member months of individual health plan lives. The HCA is unable to provide the amount needed to fund the professional services rate increases for CY2027 and beyond at this time. For purposes of this fiscal note, the OIC assumes the same assessment as the first plan year.

Section 4(4) requires that payments are due within 45 days of the payment schedule and requires the OIC to charge interest on amounts received after the 45-day period. For purposes of this fiscal note, the OIC assumes that all payments will be received within 45 days of the due date.

Section 4(5) requires the OIC to deposit the annual covered lives assessments and interest collected to the Medicaid Access Program Account.

**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.*

Sections 3 and 4 will require changes to IT systems to include a combination of system configuration changes and software programming enhancements. The OIC’s IT staff will implement these changes in-house to ensure that the system changes align with existing IT infrastructure and technical approaches that the OIC uses in its other online payment and filing portal and back-office systems. The cost estimate for the system changes and new software development is assumed to be a one-time cost in FY2027 and estimated at 659 hours utilizing nine IT staff. The cost estimate is based on the similar work performed to implement the Health Care Benefit Manager renewal and billing processes, which the agency completed in 2022/2023.

Section 9 authorizes the OIC to adopt rules necessary to carry out section 4 of this act. ‘Normal’ rulemaking in FY2026 will be required to address questions such as the mechanism to calculate the 2.3 million member month threshold for assessments.

**Part III: Expenditure Detail**

**III. A - Operating Budget Expenditures**

Account	Account Title	Type	FY 2026	FY 2027	2025-27	2027-29	2029-31
138-1	Insurance Commissioners Regulatory Account	State	38,785	77,264	116,049	0	0
<b>Total \$</b>			38,785	77,264	116,049	0	0

**III. B - Expenditures by Object Or Purpose**

	FY 2026	FY 2027	2025-27	2027-29	2029-31
FTE Staff Years	0.2	0.4	0.3		
A-Salaries and Wages	24,035	47,736	71,771		
B-Employee Benefits	6,993	14,075	21,068		
C-Professional Service Contracts					
E-Goods and Other Services	7,757	15,453	23,210		
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements					
9-					
<b>Total \$</b>	<b>38,785</b>	<b>77,264</b>	<b>116,049</b>	<b>0</b>	<b>0</b>

**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 2026	FY 2027	2025-27	2027-29	2029-31
Functional Program Analyst 4	86,712	0.1		0.0		
Journey IT Application Developer	94,728		0.1	0.1		
Journey IT Quality Assurance	109,848		0.1	0.1		
Senior IT Application Developer	124,068		0.1	0.1		
Senior IT Architecture	147,204		0.0	0.0		
Senior IT Business Analyst	130,272		0.0	0.0		
Senior IT Data Management	121,116		0.0	0.0		
Senior Policy Analyst	131,328	0.2		0.1		
<b>Total FTEs</b>		<b>0.2</b>	<b>0.4</b>	<b>0.3</b>		<b>0.0</b>

**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

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.*

Section 9 authorizes the OIC to adopt rules necessary to carry out section 4 of this act. 'Normal' rulemaking in FY2026 will be required to address questions such as the mechanism to calculate the 2.3 million member month threshold for assessments.



# Multiple Agency Ten-Year Analysis Summary

<b>Bill Number</b> 1392 S HB AMS ENGR S2795.E	<b>Title</b> Medicaid access program
--	---

This ten-year analysis is limited to the estimated cash receipts associated with the proposed tax or fee increases.

## Estimated Cash Receipts

	Fiscal Year 2026	Fiscal Year 2027	Fiscal Year 2028	Fiscal Year 2029	Fiscal Year 2030	Fiscal Year 2031	Fiscal Year 2032	Fiscal Year 2033	Fiscal Year 2034	Fiscal Year 2035	2026-35 TOTAL
Office of State Treasurer	0	0	0	0	0	0	0	0	0	0	0
Washington State Health Care Authority Partially Indeterminate Impact	0	89,251,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	1,517,275,000
Office of Insurance Commissioner Partially Indeterminate Impact	0	0	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	56,513,496
<b>Total</b>	<b>0</b>	<b>89,251,000</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>185,567,187</b>	<b>1,573,788,496</b>



# Ten-Year Analysis

<b>Bill Number</b> 1392 S HB AMS ENGR S2795.E	<b>Title</b> Medicaid access program	<b>Agency</b> 090 Office of State Treasurer
--	---	--

This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

## Estimates

**No Cash Receipts**
                         
  **Partially Indeterminate Cash Receipts**
                         
  **Indeterminate Cash Receipts**

<b>Name of Tax or Fee</b>	<b>Acct Code</b>												
---------------------------	------------------	--	--	--	--	--	--	--	--	--	--	--	--

Agency Preparation: Dan Mason	Phone: (360) 902-8990	Date: 4/16/2025 6:45:03 am
Agency Approval: Dan Mason	Phone: (360) 902-8990	Date: 4/16/2025 6:45:03 am
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 4/21/2025 1:57:04 pm



# Ten-Year Analysis

<b>Bill Number</b> 1392 S HB AMS ENGR S2795.E	<b>Title</b> Medicaid access program	<b>Agency</b> 107 Washington State Health Care Authority
--	---	---

This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

## Estimates

No Cash Receipts
  Partially Indeterminate Cash Receipts
  Indeterminate Cash Receipts

## Estimated Cash Receipts

Name of Tax or Fee	Acct Code	Fiscal Year 2026	Fiscal Year 2027	Fiscal Year 2028	Fiscal Year 2029	Fiscal Year 2030	Fiscal Year 2031	Fiscal Year 2032	Fiscal Year 2033	Fiscal Year 2034	Fiscal Year 2035	2026-35 TOTAL
Covered Lives Assessment	NEW		89,251,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	1,517,275,000
<b>Total</b>			89,251,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	178,503,000	1,517,275,000
<b>Biennial Totals</b>			89,251,000	357,006,000	357,006,000	357,006,000	357,006,000	357,006,000	357,006,000	357,006,000	357,006,000	1,517,275,000

## Narrative Explanation (Required for Indeterminate Cash Receipts)

Section 3: All health carriers and Managed Care Organizations (MCOs) will pay an assessment beginning January 1 of the year following the approval by Centers for Medicare and Medicaid Services (CMS).

For health carriers, the first year covered lives assessment is set at \$0.50 per covered life. Subsequent assessments shall be made by the Health Care Authority (HCA) by May 15 each year. The covered lives assessment shall apply to the health carrier group plan lives followed by individual health plan lives, applicable to the first 2,300,000 member months within the group plan then individual plan.

For MCOs, the first plan year, HCA will assess a per member per month assessment of \$16 for MCOs. On or before May 15 of the first plan year and on or before May 15 each subsequent year, HCA will determine the assessment rate necessary to fund the professional services rate increase. HCA will notify MCOs annually of the estimated assessment for the upcoming year. Payment collections are to be made no more frequently than quarterly.

Assessment fees are applied to the first 2,300,000 member months per MCOs. Payments from MCOs are due within 45 days of the payment schedule determined by HCA with interest accrued on the amounts received after the 45-day period.

Assumptions are based on CMS approval not being provided until sometime in calendar year 2026, resulting in Plan Year 1 starting January 1, 2027.



# Ten-Year Analysis

Bill Number	Title	Agency
1392 S HB AMS ENGR S2795.E	Medicaid access program	107 Washington State Health Care Authority

This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

## Narrative Explanation (Required for Indeterminate Cash Receipts)

### HCA Impact:

The bill requires the Health Care Authority (HCA) and the Office of the Insurance Commissioner (OIC) to collect covered lives assessment from Managed Care Organizations (MCO) and commercial health plans. The assessment is capped at 2,300,000 member months per plan. The revenue is determined by multiplying member months by \$1 (MCOs) and \$0.50 (commercial plans) for the initial year. HCA assumes that the assessment on Medicaid MCOs would be included as part of the non-benefit component of the MCO rates effective January 2027. MCOs will pay the assessment to HCA which will be deposited into a designated account with the state Treasurer. This revenue is intended to fund the rate increase for Apple Health professional services performed. It is unknown how the assessment rate may change over time.

### Assumptions:

The total collected amount will change every year based on changes in the assessment fee that are driven by:

- Changes in the client caseload/enrollments.
- Recalculation of the assessment fee based on funding needs for the professional rate increase.
- Remaining fund balance available to pay the rates.

### HBE Impacts:

Indeterminate. The assessments for health carriers applies to the first 2,300,000 member months per health carrier, with group health plan lives being charged the assessment before individual health plans, like those offered on the Exchange. It is unknown how this assessment would impact premiums for qualified health plans (QHP) offered on the exchange, and the number of exchange customers the assessment would apply to will likely differ by carrier so any premium impacts would be different by carrier. Any increase to premiums would be subject to the two percent premium tax the Exchange earns on QHP enrolled through Washington Healthplanfinder which would be deposited to the Health Benefit Exchange Account in the state treasury.

Agency Preparation: Marcia Boyle	Phone: 360-725-0850	Date: 4/18/2025 3:56:45 pm
Agency Approval: Catrina Lucero	Phone: 360-725-7192	Date: 4/18/2025 3:56:45 pm
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 4/21/2025 1:57:04 pm



# Ten-Year Analysis

<b>Bill Number</b> 1392 S HB AMS ENGR S2795.E	<b>Title</b> Medicaid access program	<b>Agency</b> 160 Office of Insurance Commissioner
--	---	---

This ten-year analysis is limited to agency estimated cash receipts associated with the proposed tax or fee increases. The Office of Financial Management ten-year projection can be found at <http://www.ofm.wa.gov/tax/default.asp>.

## Estimates

No Cash Receipts
  Partially Indeterminate Cash Receipts
  Indeterminate Cash Receipts

## Estimated Cash Receipts

Name of Tax or Fee	Acct Code	Fiscal Year 2026	Fiscal Year 2027	Fiscal Year 2028	Fiscal Year 2029	Fiscal Year 2030	Fiscal Year 2031	Fiscal Year 2032	Fiscal Year 2033	Fiscal Year 2034	Fiscal Year 2035	2026-35 TOTAL
Covered Lives Assessment	NEW			7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	56,513,496
<b>Total</b>				7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	7,064,187	56,513,496
<b>Biennial Totals</b>				14,128,374		14,128,374		14,128,374		14,128,374		56,513,496

## Narrative Explanation (Required for Indeterminate Cash Receipts)

Section 3(1)(a) requires all health carriers to pay an annual covered lives assessment beginning January 1st of the plan year following the final approval by CMS. For assessments due the first plan year, the OIC is required to access a per member per month assessment of \$0.50 per covered life on health carriers. Based on 2024 annual financial statements filed with OIC by domestic health carriers, which includes information on covered lives for the fully insured commercial market, and December 2024 enrollment data reported by foreign health carriers, and limiting the assessment to 2.3 million member months per carrier, there were 14,128,375 member months covered under a fully insured individual or group health plan in CY2024. Assuming, for purposes of this fiscal note, that \$0.50 per covered life will be assessed and that the number of covered lives for CY2026 will remain the same as CY2024, estimated revenue of \$7,064,187 (14,128,375 covered lives x \$0.50) will be collected in the first year. The number of covered lives will be captured from health carriers via the CY2026 insurance premium tax return, which is due in March 2027. OIC will then calculate and bill health carriers for the first plan year with a due date of July 2027.

Section 3(1)(b) requires that each year, on or before May 15th, HCA must determine the covered lives assessment for the calendar year. Section 3(2)(b) limits the assessments to the first 2.3 million member months of fully insured lives per health carrier. For each health carrier, the assessment shall apply to member months of all group health plan lives first, followed by member months of individual health plan lives. The HCA is unable to provide the amount needed to fund the professional service rate increases for CY2027 and beyond at this time. For purposes of this fiscal note, the OIC assumes the same assessment as the first plan year.



# Ten-Year Analysis

<b>Bill Number</b> 1392 S HB AMS ENGR S2795.E	<b>Title</b> Medicaid access program	<b>Agency</b> 160 Office of Insurance Commissioner
--	---	---

Agency Preparation: Jane Beyer	Phone: 360-725-7043	Date: 4/22/2025 7:04:40 am
Agency Approval: Tom Zuvela	Phone: (800) 562-6900	Date: 4/22/2025 7:04:40 am
OFM Review: Jason Brown	Phone: (360) 742-7277	Date: 4/21/2025 1:57:04 pm