



**LEGISLATIVE FISCAL OFFICE
Fiscal Note**

Fiscal Note On: **HB 481** HLS 22RS 943
 Bill Text Version: **ORIGINAL**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 11, 2022	5:18 PM	Author: GREEN
Dept./Agy.: Dept of Insurance and Office of Group Benefits		
Subject: Mandates Coverage for Diastasis Recti Corrective		Analyst: Patrice Thomas

INSURANCE/HEALTH OR INCREASE SG EX See Note Page 1 of 2
 Provides for insurance coverage of diastasis recti corrective procedures

Proposed law requires health insurance plans to provide coverage for the surgical correction of diastasis recti (abdominal separation) when medically necessary to improve compromised stability and core function when the insured is at least one (1) year postpartum. Proposed law excludes coverage of skin tightening, liposuction, contouring, or other associated abdominal procedures intended for improved aesthetic or cosmetic enhancements.

EXPENDITURES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total						

REVENUES	2022-23	2023-24	2024-25	2025-26	2026-27	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

Proposed law will significantly increase Self-Generated Revenue expenditures within the Office of Group Benefits (OGB) and may increase State General Fund expenditures associated with a mandate to health insurance policies issued under the insurance exchanges beginning in FY 23 and subsequent fiscal years (see narrative below). Furthermore, proposed law will increase claims expenditures for the health insurance industry by an estimated \$3.9 M - \$9.8 M and premiums by an estimated \$4.6 M - \$11.5 M in FY 23 (see Expenditure Explanation on Page 2).

Office of Group Benefits Impact (Self-Generated Revenue Impact)

Proposed law significantly increases expenditures within the Office of Group Benefits (OGB). Proposed law requires OGB to cover surgical correction of diastasis recti (abdominal separation) when determined to be medically necessary to improve compromised stability and core function when the insured is at least one year postpartum. Based upon the assumptions listed below, the expenditures to cover this benefit range are as follows:

	FY 22-23*	FY 23-24	FY 24-25	FY 25-26	FY 26-27	Total
Low	\$1,026,073	\$1,140,620	\$1,162,292	\$1,184,376	\$1,206,879	\$ 5,720,240
High	\$2,577,114	\$2,864,814	\$2,919,245	\$2,974,711	\$3,031,230	\$14,367,114

*FY 22-23 represent 11 months of estimated claims expenditures

Unless OGB Fund Balance is utilized, SGF appropriation will be required to cover the state portion of the increase in premium costs, which is approximately 40%. As of February 2022, the OGB Fund Balance was \$385 M.

The expenditure estimate is based upon the following assumptions: (1) As of 3/01/2022, the current OGB member population in the five self-funded health plans is 212,884. No change in OGB self-funded health plan membership in future fiscal years from current levels. (2) The coverage will become effective on 8/01/2022. (3) the per member per month (PMPM) cost estimate provided by BCBSLA ranges from low of \$0.43 PMPM to high of \$1.08 PMPM. Coverage for skin tightening, liposuction, contouring, or other associated abdominal procedures intended for improved aesthetic or cosmetic enhancements are not required by this measure. (4) In future fiscal years, a medical inflation factor of 1.9%.

See EXPENDITURE EXPLANATION on Page 2

REVENUE EXPLANATION

The Office of Group Benefits (OGB) does not anticipate the proposed law to require premium increases, therefore there is no impact self-generated revenues collected from premiums. OGB has indicated the estimated costs associated with coverage of prescription donor breast milk may be absorbed by the existing fund balance reserve. However, to the extent other legislative instruments that are enacted expand covered medical and pharmacy benefits, the cumulative impact may be significantly material and require OGB to increase premiums in order to maintain an actuarially sound fund balance of \$250 M.

Senate
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

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 Interim Deputy Fiscal Officer



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CONTINUED EXPLANATION from page one:

EXPENDITURE EXPLANATION Continued from Page 1

Based on the aforementioned methodology, the assumption that coverage will only be in place for 11 months in FY 23 due to the August 1st effective date, and a medical inflation (MI) factor of 1.9% compounding annually, below are expenditure calculations utilized to project the cost within OGB as a result of the proposed law utilizing the assumptions listed on page one.

Expenditure Calculations

FY 23 (Low) = \$1,119,353 = 212,884 members x \$0.43 PMPM x 12 months x 1.9% MI (\$447,741 SGF)
FY 23 (High) = \$2,811,397 = 212,884 members x \$1.08 PMPM x 12 months x 1.9% MI (\$1,124,559 SGF)
FY 24 (Low) = \$1,140,620 = \$1,119,353 x 1.9% MI (\$456,248 SGF)
FY 24 (High) = \$2,864,814 = \$2,811,397 x 1.9% MI (\$1,145,926 SGF)
FY 25 (Low) = \$1,162,292 = \$1,140,620 x 1.9% MI (\$464,917 SGF)
FY 25 (High) = \$2,919,245 = \$2,864,814 x 1.9% MI (\$1,167,698 SGF)
FY 26 (Low) = \$1,184,376 = \$1,162,292 x 1.9% MI (\$473,750 SGF)
FY 26 (High) = \$2,974,711 = \$2,919,245 x 1.9% MI (\$1,189,884 SGF)
FY 27 (Low) = \$1,206,879 = \$1,184,376 x 1.9% MI (\$482,752 SGF)
FY 27 (High) = \$3,031,230 = \$2,974,711 x 1.9% MI (\$1,212,492 SGF)
Total (Low) = \$ 5,720,240 (\$2,288,096 SGF)
Total (High) = \$14,367,114 (\$5,746,846 SGF)

Insurance Exchanges Impact (State General Fund Impact)

Proposed law may increase SGF expenditures beginning in FY 23 and in subsequent fiscal years according to an analysis provided by the health actuary at LDI. The state would be required to fund health claims expenditures associated with surgical correction of diastasis recti (abdominal separation) in proposed law for policies issued by qualified health plans through the health insurance exchange beginning in FY 23 with estimated costs totaling \$600,000 to \$1.5 M SGF. Claims expenses associated with proposed law would be paid out the State Treasury Department. LDI bases this analysis on the following assumptions: the calculations are on a fiscal year basis; the exchange population is approximately 100,000 and the insured population is assumed to be stationary; medical cost inflation is 5%; the premium loss ratio is 85%; and the estimated cost is between \$0.50 PMPM and \$1.25 PMPM over the entire insured population. Based upon the aforementioned assumptions, the estimated annual cost increases for insurance providers associated with claims are as follows:

Aggregate Cost Determination

Aggregate cost of breast reduction = exchange population x PMPM cost x 12 months
FY 23 (Low) - 100,000 x \$0.50 PMPM x 12 months = \$600,000
FY 23 (High) - 100,000 x \$1.25 PMPM x 12 months = \$1,500,000
FY 24 (Low) - \$ 600,000 x 5% MI = \$630,000
FY 24 (High) - \$1,500,000 x 5% MI = \$1,575,000
FY 25 (Low) - \$ 630,000 x 5% MI = \$661,500
FY 25 (High) - \$1,575,000 x 5% MI = \$1,653,750
FY 26 (Low) - \$ 661,500 x 5% MI = \$694,575
FY 26 (High) - \$1,653,750 x 5% MI = \$1,736,438
FY 27 (Low) - \$ 694,575 x 5% MI = \$729,304
FY 27 (High) - \$1,736,438 x 5% MI = \$1,823,260

PRIVATE INSURANCE IMPACT

Pursuant to R.S. 24:603.1, the information below is the projected private insurance impact of proposed law. Based upon an actuarial analysis prepared by LDI, the proposed law is anticipated to increase expenditures associated with claims by \$3.9 M - \$9.8 M and premium increases by \$4.6 M - \$11.5 M for private insurers and the insured in FY 23 with a phase-up costs of an estimated \$4.7 M - \$11.9 M claims and \$5.6 M - \$13.9 M premiums by FY 27. LDI bases this analysis on the following assumptions: the calculations are on a fiscal year basis; the exchange population is approximately 650,000 and the insured population is assumed to be stationary; medical cost inflation is 5%; the premium loss ratio is 85%; and the estimated cost is between \$0.50 PMPM and \$1.25 PMPM over the entire insured population. Based upon the aforementioned assumptions, the estimated annual cost increases for insurance providers associated with claims are as follows:

Aggregate Cost Determination

(exchange population x PMPM cost x 12 months)
FY 23 (Low) - 650,000 x \$0.50 PMPM x 12 months = \$3,900,000
FY 23 (High) - 650,000 x \$1.25 PMPM x 12 months = \$9,750,000
FY 24 (Low) - \$ 3,900,000 x 5% MI = \$4,095,000
FY 24 (High) - \$ 9,750,000 x 5% MI = \$10,237,500
FY 25 (Low) - \$ 4,095,000 x 5% MI = \$4,299,750
FY 25 (High) - \$10,237,500 x 5% MI = \$10,749,375
FY 26 (Low) - \$ 4,299,750 x 5% MI = \$4,514,738
FY 26 (High) - \$10,749,375 x 5% MI = \$11,286,844
FY 27 (Low) - \$ 4,514,738 x 5% MI = \$4,740,475
FY 27 (High) - \$11,286,844 x 5% MI = \$11,851,186

Aggregate Extra Premium Determination

(PMPM cost x 12 months)/medical loss ratio
FY 23 (Low) - (\$0.50 PMPM x 12 months)/85% = \$ 7.06
FY 23 (High) - (\$1.25 PMPM x 12 months)/85% = \$17.65
FY 24 (Low) - \$ 7.06 x 5% MI = \$ 7.41
FY 24 (High) - \$17.65 x 5% MI = \$18.53
FY 25 (Low) - \$ 7.41 x 5% MI = \$ 7.78
FY 25 (High) - \$18.53 x 5% MI = \$19.46
FY 26 (Low) - \$ 7.78 x 5% MI = \$ 8.17
FY 26 (High) - \$19.46 x 5% MI = \$20.43
FY 27 (Low) - \$ 8.17 x 5% MI = \$ 8.58
FY 27 (High) - \$20.43 x 5% MI = \$21.45

Senate Dual Referral Rules
[X] 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
[] 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
[X] 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
[] 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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