

## Department of Planning and Budget 2021 Fiscal Impact Statement

**1. Bill Number:** HB1822

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Askew

**3. Committee:** Labor and Commerce

**4. Title:** Health insurance; cost-sharing payments for prescription asthma inhalers.

**5. Summary:** Prohibits health insurance companies and other carriers from setting an amount exceeding \$50 per 30-day supply of a prescription asthma inhaler that a covered person is required to pay at the point of sale in order to receive a covered tier one or tier two prescription asthma inhaler. The measure also prohibits a provider contract between a carrier or its pharmacy benefits manager and a pharmacy from containing a provision (i) authorizing the carrier's pharmacy benefits manager or the pharmacy to charge, (ii) requiring the pharmacy to collect, or (iii) requiring a covered person to make a cost-sharing payment for a covered prescription asthma inhaler in an amount that exceeds such limitation. The provisions apply with respect to health plans and provider contracts entered into, amended, extended, or renewed on or after January 1, 2022.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Preliminary; see Item 8.

**8. Fiscal Implications:** Based on claims data provided from Anthem to the Department of Human Resource Management (DHRM), a \$50 maximum cost-sharing payment per prescription asthma inhaler would be expected to have an annual fiscal impact of \$112,227 to the state employee health insurance plan. The general fund portion of costs associated with changes in the employer's share of premiums paid for the state employee health insurance plan is approximately 50 percent. No budget amendment is needed, as the provisions of the bill would not apply until fiscal year 2023, for the plan year from July 1, 2022, to June 30, 2023.

The proposed legislation is not expected to have a fiscal impact on the State Corporation Commission.

**9. Specific Agency or Political Subdivisions Affected:** Department of Human Resource Management, State Corporation Commission.

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.