



DEPARTMENT OF AUDITS AND ACCOUNTS

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December 28, 2016

Honorable Jason Spencer
State Representative
501-D Coverdell Legislative Office Building
Atlanta, GA 30334

SUBJECT: Fiscal Note
House Bill (LC 33 6666)

Dear Representative Spencer:

This bill establishes the 'Georgia Works Act of 2017' which requires the Georgia Department of Community Health (DCH)—in coordination with the Georgia Department of Insurance (DOI) and the Georgia Department of Labor (DOL)—to establish and administer a program to provide: premium assistance through individual qualified health plans (QHP) or employer health plans, supplemental benefits to incentivize personal responsibility, and job training and job search assistance for eligible individuals. Eligible individuals are U.S. citizens or documented qualified aliens, 19 to 65 years of age, who have incomes less than 100% of federal poverty level (FPL) and are ineligible for coverage through other health care assistance programs. The program would terminate if the federal medical assistance percentages (FMAP) dropped below certain levels each year.

DCH is authorized to pay health insurance premiums and supplemental cost-sharing subsidies directly to QHP providers or certain qualifying employer health insurance plans on behalf of eligible individuals. Participants must pay a monthly premium equal to 2 percent of their income to the health insurer.

The bill requires DCH, DOI, and DOL to report quarterly on program eligibility and enrollment, utilization, premium and cost-sharing reduction costs, health insurer participation and competition, avoided uncompensated care, and participation in job training and job search programs. Health insurers must submit claims and enrollment data to the DOI.

Estimated Enrollment

The bill would result in additional Medicaid enrollees in two categories: those newly eligible and those already eligible that would enroll after seeking coverage due to the bill. DCH estimated the population of each for fiscal years 2019-2021 and assumed that it would take two years to reach full participation. Each category and subcategory included a low and high participation rate, leading to a range of estimates. Enrollment estimates are included in **Exhibit 2** and are discussed

Exhibit 2: Projected Enrollment, State Fiscal Years 2019 to 2021

Enrollment Population	FY2019		FY2020		FY2021	
	Low	High	Low	High	Low	High
Newly Eligible Adults	262,029	336,303	293,243	380,875	295,719	384,091
Woodwork Effect	<u>33,315</u>	<u>52,685</u>	<u>48,585</u>	<u>71,441</u>	<u>48,746</u>	<u>71,673</u>
Total Enrollment	295,344	388,987	341,828	452,315	344,466	455,764

in more detail below.

- *Newly Eligible* – This category includes uninsured adults living below 100% of the Federal Poverty Level (FPL), but it also includes adults living below 100% FPL and currently insured by their employer and adults living below 100% FPL and currently insured through the Federal Health Insurance Exchange.
 - *Currently Uninsured* – The estimated population was obtained from U.S. Census Bureau’s 2015 Current Population Survey. Participation rates of 75% and 95% were used for state fiscal year 2021. The participation rates would equate to an estimated enrollment of 267,180 to 338,428. A relatively high level of participation from this population is expected because these individuals are currently uninsured.
 - *Currently Insured through Employer* – The estimated population was obtained from U.S. Census Bureau’s 2015 Current Population Survey. It was estimated that 30% and 48% would choose the coverage offered through the bill by FY 2021. This would equate to 28,539 to 45,663 adults.¹ A percentage of this population will opt for Medicaid coverage due to lower costs than their current employer-based coverage.
- *Currently Eligible (Woodwork Effect)* – This category includes uninsured adults and children that already qualify for Medicaid coverage but are not enrolled. As a result of seeking coverage through the new program, they will be identified and enrolled in the existing Georgia Families Care Management Organization (CMO) Program. The population estimated to be currently eligible but uninsured was obtained from U.S. Census Bureau’s 2015 Current Population Survey. Approximately 25% to 40% was deemed likely to enroll, resulting in 48,746 to 71,673 enrollees by state fiscal year 2021.

Total and State Costs

The bill’s costs are estimated for three categories: premium assistance/cost sharing subsidy for new enrollees; payments to CMOs for those resulting from the woodwork effect, and program administration. Each amount for each category is dependent on the enrollments above; therefore,

¹ DCH estimates that between 4,756 and 7,611 individuals will continue with employer coverage but will receive financial assistance by fiscal year 2021.

a range is included for each year. The FMAP for the category and year was applied to determine state costs. Total costs and state costs are shown in **Exhibit 3** and are discussed below.

Exhibit 3: Projected Total and State Cost, State Fiscal Years 2019 to 2021

TOTAL COSTS						
(\$ in Millions)	FY2019		FY2020		FY2021	
	Low	High	Low	High	Low	High
Newly Eligible ⁽¹⁾	\$1,761.4	\$2,260.6	\$2,055.9	\$2,680.0	\$2,130.7	\$2,777.5
Woodwork Effect	\$85.9	\$137.1	\$132.0	\$192.3	\$136.2	\$198.4
Administration ⁽²⁾	\$21.6	\$29.6	\$25.4	\$35.5	\$25.6	\$35.7
Admin. FTEs	167	220	193	255	194	256
Total Costs	\$1,868.8	\$2,427.3	\$2,213.3	\$2,907.8	\$2,292.5	\$3,011.6
Cost/Enrollee⁽³⁾	\$6,328	\$6,240	\$6,475	\$6,429	\$6,655	\$6,608
STATE COSTS ONLY						
(\$ in Millions)	FY2019		FY2020		FY2021	
	Low	High	Low	High	Low	High
Newly Eligible ⁽¹⁾	\$114.5	\$146.9	\$174.8	\$227.8	\$213.1	\$277.8
Woodwork Effect	\$27.2	\$43.4	\$41.2	\$60.9	\$43.1	\$62.8
Administration ⁽²⁾	\$6.3	\$8.9	\$7.5	\$10.9	\$7.6	\$11.0
State Costs	\$147.9	\$199.2	\$224.1	\$299.6	\$263.8	\$351.5
Cost/Enrollee⁽³⁾	\$501	\$512	\$655	\$662	\$766	\$771
(1) Includes incentive benefit cost and premium assistance for employer health insurance plans. (2) Administration includes FY 2018 startup costs of \$8.1 million to \$12.2 million, with the state share estimated at \$2.8 million to \$4.4 million. (3) Cost per enrollee within each year varies because the woodwork effect comprises a different percentage of enrollees within the low and high ranges. The newly eligible and woodwork populations have different FMAPs, which affects the state cost per enrollee.						
Totals may not sum due to rounding.						

- *Newly Eligible (Premium Assistance, Cost Sharing Subsidy)* – Costs in fiscal year 2021 for this population are estimated to be \$2.1 billion to \$2.8 billion. This includes \$53.4 million in premium assistance for employer health insurance plans and \$17.0 million incentive benefits. The state share for fiscal year 2021 is estimated to be \$213.1 million to \$277.8 million. DCH applied an FMAP rate of 93% for federal fiscal year 2019 and a 90% for federal fiscal year 2020 and 2021.

The cost of the premium assistance and cost sharing subsidies was calculated using the cost of silver level plans for Georgia found on the 2016 federal health insurance exchange and adjusted for inflation. Each year includes a high and low cost estimate, dependent on projected enrollment. The projected aggregate per member per month (PMPM) is \$550.36 in CY 2019 and \$581.61 by CY 2021. This is higher than exchange plan premiums because the state must pay any cost-sharing requirements (e.g., deductible, copays) that exceed 5% of an enrollee’s household income and must fund other Medicaid services not required by qualified health plans (e.g., non-emergency transportation, access to federally qualified and rural health centers).

- *Previously Eligible for Medicaid (i.e., Woodwork Effect)* – Costs in fiscal year 2021 are an estimated \$136.2 million to \$198.4 million. State costs are \$43.1 million to \$62.8 million. While the total costs per CMO enrollee is lower than those newly eligible, the state costs per enrollee are higher due to a lower FMAP for this category. The current FMAP rate for Georgia is approximately 68%. The cost to cover newly enrolled Medicaid participants was calculated using low income Medicaid rates for children and adults enrolled in the Georgia Families Care Management Organization (CMO) Program. The Georgia Families adult PMPMs range by age and gender from \$285.39 to \$572.44. These participants will be approximately 85% children and 15% adults dependent upon the size of the population. The costs also include the \$5.73 PMPM charge for non-emergency transportation.
- *Administration* – Administrative costs are estimated to be \$25.6 million to \$35.7 million in fiscal year 2021, with a state share of \$7.6 million to \$11.0 million. In fiscal year 2018, startup costs are included. DCH estimated administrative costs using its historical costs for Medicaid administration. The state share is based on a compilation of FMAP rates for various Medicaid-related activities. The aggregate administrative FMAP ranges from 69% to 71% depending on the fiscal year and low to high level scenarios. Depending on the activity, Medicaid administrative FMAP ranges from 75% for eligibility related functions and claims processing to 50% for program development, oversight, compliance and reporting.

In addition to DCH, we consulted with DOI and DOL to establish administrative costs related to the bill. Both departments are charged with promulgating rules and regulations to implement and administer the program and to assist in reporting. DOL is required to assist individuals who have income up to 50 percent of FPL in job search programs and work-training opportunities. DOL estimates one-time contractor expenditures of approximately \$73,000 to change computer systems in order to comply with the bill's reporting requirements. DOI officials indicated that little or no additional costs would be required in implementing the program as the increase in work could be accommodated by existing personnel and systems.

Additional State Revenue

The program will generate additional state revenue through the State Insurance Premium Tax and the Hospital Medicaid Financing Program. The bill is expected to generate additional State Insurance Premium Tax revenue of \$8.5 million to \$11.0 million in fiscal year 2019, with the amount increasing over the next two years (**Exhibit 4**). The premium tax is paid on all health insurance plans operating in Georgia, which would include those plans resulting from the bill. Regarding the Hospital Medicaid Financing Program, a lag between hospital revenues and the payment of the program fee means that additional revenue would not be collected until fiscal year 2022 (three years after hospitals' 2019 revenue). It should be noted that this program is only authorized through June 30, 2017. If the program is not re-authorized, the state revenue will not be realized. We did not attempt to calculate the subsequent effect that the bill would have on individual income tax or sales tax.

Exhibit 4: Projected Additional State Revenue

(\$ in Millions)	FY2019		FY2020		FY2021	
	Low	High	Low	High	Low	High
State Insurance Premium Tax	\$8.5	\$11.0	\$9.6	\$12.4	\$9.9	\$12.7
	FY 2022		FY 2023		FY 2024	
Hospital Medicaid Financing Program Fee (if re-authorized at current fee level)	\$6.2	\$7.9	\$7.0	\$8.9	\$7.2	\$9.2

Potential Cost Savings

By expanding Medicaid eligibility, the bill would likely result in cost savings to existing Medicaid programs and other state health programs that serve the uninsured. The amount of these savings is dependent on Medicaid policy decisions, the amount of uninsured care provided by agencies that is reimbursable under Medicaid, and a continued need to fund an infrastructure in those agencies.

- *DCH Medicaid Programs* – DCH currently provides Medicaid coverage to certain categories of individuals, a portion of which would be eligible under the bill’s provisions. Individuals who meet the eligibility requirements under the bill (most notably the FPL requirement) could be placed in the newly eligible category, which has a higher FMAP and lower state costs than the current categories under which these individuals qualify for coverage. While there are policy considerations beyond costs related to a transition, DCH identified the categories as the Medically Needy Program, the Breast and Cervical Cancer Waiver, and the Family Planning Waiver. DCH provided a “high level estimate” of potential state savings of \$21.3 million in fiscal year 2019, \$18.9 million in fiscal year 2020, and \$16.5 million in fiscal year 2021.

The Robert Wood Johnson Foundation (RWJF) issued a report in March 2016² examining the budget impact of Medicaid expansion in eleven states: Arkansas, California, Colorado, Kentucky, Maryland, Michigan, New Mexico, Oregon, Pennsylvania, Washington, and West Virginia. Pregnant women, medically needy, disabled adults, breast and cervical cancer program, and family planning were identified as savings categories. However, not all states expected savings in every category.

- *Other Healthcare Programs* – The state provides funding to multiple state agencies that provide health care to individuals who would become Medicaid eligible under the bill. As uninsured individuals enroll in Medicaid, a portion of state funding would be replaced with federal Medicaid funds. We collected client and service counts from the Departments of Behavioral Health and Developmental Disabilities, Public Health, and Corrections and estimated cost savings to the state as described below.
 - *Behavioral Health* – Under a Medicaid expansion, some DBHDD services would be covered by Medicaid (e.g., physicians, prescriptions, therapy), but other services would not be (e.g., housing, supported employment, crisis services). DBHDD indicated that it provided care for 53,233 uninsured individuals during fiscal year

² *States Expanding Medicaid See Significant Budget Savings and Revenue Gains*, Robert Wood Johnson Foundation Issue Brief: March 2016

2016 and that Medicaid applicable services totaled \$1,019 per recipient during the period. We estimate that implementation of this bill will result in approximately 10,200 to 13,074 currently uninsured DBHDD clients becoming insured (including both woodwork and newly eligible clients). As a result, the state would receive federal funding of approximately \$9.5 million to \$12.1 million for FY2019.

Five states reviewed by RWJF (AR, CO, KY, MI, WA) reported actual or expected savings of state funds for mental/behavioral health spending.

- *Public Health* – DPH provides some health care services in the community via county health departments. Like DBHDD, county health departments provide services that would be reimbursable under Medicaid, while providing others that would not. DPH reportedly served 520,369 Medicaid clients and 531,519 non-Medicaid clients in fiscal year 2016.³ We estimate implementation of this bill will result in approximately 101,847 to 130,545 currently uninsured DPH clients becoming insured (including both woodwork and newly eligible clients). As a result, the state would receive federal funding of approximately \$1.6 million to \$2.1 million for FY2019.

Two states reviewed by RWJF (AR, WA) expected to replace some state public health spending with federal funds.

- *Corrections* – According to the RWJF report, “Medicaid will cover services provided to an inmate during an inpatient stay of at least 24 hours in a medical institution such as an acute care facility. To qualify, the inmate must be otherwise Medicaid-eligible.” GDC reported 947 individual inmates accounting for 1,263 inpatient hospitalizations and 7,082 inpatient bed days greater than 24 hours in fiscal year 2016. While it is difficult to know the percentage of inmates eligible under the bill, we expect a majority to meet the income requirements. If 75% to 80% are eligible, this bill will result in approximately 710 to 758 offenders becoming insured. As a result, the state would receive federal funding of approximately \$15.3 million to \$16.3 million for FY2019.

Four states reviewed by RWJF (AR, CO, MI, WA) expected to save state funds related to inmate hospitalization.

DBHDD and DPH have fixed costs and are required to operate a statewide infrastructure. State funding would be necessary to ensure that the agencies maintain the capacity to serve those without insurance or to provide those services that are not reimbursable.

³ Includes some clients with private insurance and some as uninsured or “self-pay.”

Sincerely,

A handwritten signature in blue ink that reads "Greg S. Griffin". The signature is written in a cursive style with a large initial "G".

Greg S. Griffin
State Auditor

A handwritten signature in blue ink that reads "Teresa A. MacCartney". The signature is written in a cursive style with a large initial "T".

Teresa A. MacCartney, Director
Office of Planning and Budget

GSG/TAM/ct