

**NORTH CAROLINA GENERAL ASSEMBLY
LEGISLATIVE ACTUARIAL NOTE**

BILL NUMBER: Senate Bill 569

SHORT TITLE: No Abortions Under State Health Plan

SPONSOR(S): Sen. Allran

SYSTEM OR PROGRAM AFFECTED: Teachers' and State Employees' Comprehensive Major Medical Plan.

FUNDS AFFECTED: State General Fund, State Highway Fund, other State employer receipts, premium payments for dependents by active and retired teachers and State employees, premium payments for coverages selected by eligible former teachers and State employees and premium payments for coverages selected by firefighters, rescue squad workers, and members of the National Guard.

BILL SUMMARY: The bill excludes coverage for all medical or surgical abortion procedures as a maternity benefit under the Teachers' and State Employees' Comprehensive Major Medical Plan. Only employees and enrolled spouses are eligible for maternity benefits under the Plan.

EFFECTIVE DATE: When it becomes law.

ESTIMATED IMPACT ON STATE: Both the consulting actuary for the Teachers' and State Employees' Comprehensive Major Medical Plan, Aon Consulting, and the consulting actuary for the General Assembly's Fiscal Research Division, Hartman and Associates, project the bill to have a net cost savings for the Plan's self-insured indemnity program based upon a combination of the number of abortions excluded from coverage and the number of foregone abortions expected to result in additional deliveries and newborn care of babies. A comparison of the net cost savings is:

<u>Delivery Percentage</u>	<u>Fiscal Year 2003-04</u>		<u>Fiscal Year 2004-05</u>	
	<u>Aon</u>	<u>Hartman</u>	<u>Aon</u>	<u>Hartman</u>
25%	\$1,000,000	\$1,125,625	\$1,400,000	\$1,453,626
50%	\$ 800,000	\$ 923,425	\$1,100,000	\$1,196,759
75%	\$ 600,000	\$ 725,224	\$ 800,000	\$ 939,891

Aon Consulting consequently projects the cost savings of the bill to be \$0.8 million for fiscal year 2003-04 and \$1.1 million for fiscal year 2004-05. Both actuaries projected the cost of abortion expenses saved by the bill for fiscal year 2003-04 to be some \$1.6 million and \$1.7 million for fiscal year 2004-05.

ASSUMPTIONS AND METHODOLOGY: The Comprehensive Major Medical Plan for Teachers and State Employees is divided into two programs. From October 1982, through June 1986, the Plan only had a self-funded indemnity type of program which covered all employees, retired employees, eligible dependents of employees and retired employees, and eligible former employees and their eligible dependents authorized to continue coverage past a termination of employment other than for retirement or disability purposes. A prepaid program of coverage by health maintenance organizations (HMOs) was offered in July 1986, as an

alternative to the Plan's self-insured indemnity program. The benefits of the self-insured indemnity type of program are spelled out in Part 3 of Article 3 of Chapter 135 of the North Carolina General Statutes (i.e., \$350 annual deductible, 20% coinsurance up to \$1,500 annually, etc. paid by the program's members). HMOs are required to offer benefits that are comparable to those provided by the self-insured indemnity program. Beginning in July 2000, firefighters, rescue squad workers, and members of the National Guard and their eligible dependents were allowed to voluntarily participate in the Plan on a fully contributory basis, provided they were ineligible for any other type of group health benefits and had been without such benefits for at least six months. Employer-paid non-contributory premiums are only authorized for the indemnity program's coverage for employees and retired employees. All other types of premium in the indemnity program are fully contributory, except for job-sharing public school teachers who are authorized partially contributory premiums at 50% of non-contributory rates. The Plan's Executive Administrator has set the premium rates for firefighters, rescue squad workers, and members of the National Guard and their families at 20% more than the comparable rates charged for employees, retired employees, and their families. Premiums paid by employers to HMOs are limited to like amounts paid to the indemnity program with employees and retired employees paying any HMO amounts above the indemnity program's non-contributory rates. Both types of coverage continue to be available in the Plan; however, none of the HMOs with certificates of authority to transact business in North Carolina have offered to participate in the Plan since September 30, 2001. The Plan's employees and retired employees select the type of program that they wish for themselves and their dependents during the months of August and September of each year for coverage beginning in October. The demographics of the Plan as of December 31, 2002, include:

	<u>Self-Insured Indemnity Program</u>	<u>Alternative HMOs</u>	<u>Plan Total</u>
<u>Number of Participants</u>			
Active Employees	280,065	-0-	280,065
Active Employee Dependents	137,841	-0-	137,841
Retired Employees	117,225	-0-	117,225
Retired Employee Dependents	18,999	-0-	18,999
Former Employees & Dependents with Continued Coverage	2,535	-0-	2,535
Firefighters, Rescue Squad Workers, National Guard Members & Dependents	7	-0-	7
Total Enrollments	556,672	-0-	556,672
<u>Number of Contracts</u>			
Employee Only	313,439	-0-	313,439
Employee & Child(ren)	40,978	-0-	40,978
Employee & Family	44,710	-0-	44,710
Total Contracts	399,127	-0-	399,127
<u>Percentage of Enrollment by Age</u>			
29 & Under	26.9%	-0-%	26.9%
30-44	20.9	-0-	20.9
45-54	20.9	-0-	20.9
55-64	16.2	-0-	16.2
65 & Over	15.1	-0-	15.1

Percentage of Enrollment by Sex

Male	38.3%	-0-%	38.3%
Female	61.7	-0-	61.7

Assumptions for the Self-Insured Indemnity Program: For the fiscal year beginning July 1, 2002, the self-insured program started its operations with a beginning cash balance of \$91.6 million. Receipts for the year are estimated to be \$1.371 billion from premium collections and \$7 million from investment earnings for a total of \$1.378 billion in receipts for the year. Disbursements from the self-insured program are expected to be \$1.335 billion in claim payments and \$38 million in administration and claims processing expenses for a total of \$1.373 billion for the year beginning July 1, 2002. For the fiscal year beginning July 1, 2002, the self-insured indemnity program is expected to have a net operating gain of approximately \$5 million for the year. Without reserving an additional \$15 million for implementation of the claims data and privacy requirements of the federal Health Insurance Portability and Accountability Act (HIPPA) that take effect on and after April 14, 2003, the Plan's self-insured indemnity program is expected to have an available beginning cash balance of \$96 million for the fiscal year beginning July 1, 2003. The self-insured indemnity program is nonetheless assumed to be unable to carry out its operations for the 2003-2005 biennium without increases in its current premium rates or a reduction in existing benefits or payments to health care providers or both. This assumption is further predicated upon the fact that the program's cost containment strategies (hospital DRG reimbursements, discounts on hospital outpatient services, pre-admission hospital testing, pre-admission hospital inpatient certification with length-of-stay approval, hospital bill audits, case and disease management for selected medical conditions, mental health case management, coordination of benefits with other payers, Medicare benefit "carve-outs", cost reduction contracts with participating physicians and other providers, a prescription drug benefit manager with manufacturer rebates from formularies, and fraud detection) are maintained and improved where possible. Current non-contributory premium rates are \$186.04 monthly for employees whose primary payer of health benefits is Medicare and \$244.38 per month for employees whose primary payer of health benefits is not Medicare. Fully contributory premium amounts for employee and child(ren) contracts are \$115.78 monthly for children whose primary payer of health benefits is Medicare and \$152.32 monthly for other covered children, and \$277.68 per month for family contracts whose dependents have Medicare as the primary payer of health benefits and \$365.36 per month for other family contract dependents. Claim cost trends are expected to increase 12% annually. Total enrollment in the program is expected to increase less than 1% annually over the next two years. The number of enrolled active employees is expected to show no increase over the next two years, whereas the growth in the number of retired employees is assumed to be 5% per year. The program is expected to have a 2% decrease in the number of active employee dependents per year whereas the number of retiree dependents is expected to increase 2% per year. Investment earnings are based upon a 4.5% return on available cash balances. The self-insured indemnity program maintains a claim stabilization reserve for claim cost fluctuations equal to 7.5% of annual claim payments without reserving additional funds for incurred but unreported claims.

Assumptions for the Self-Insured Indemnity Program's Coverage of Abortion Procedures: For the last three calendar years, the Teachers' and State Employees' Comprehensive Major Medical Plan has had the following claims experience (professional & institutional) for abortion procedures:

Calendar Year	Total Abortions				Induced Abortions			
	No. of Cases	Billed Charges	Allowed Charges	Paid Claims	No. of Cases	Billed Charges	Allowed Charges	Paid Claims
<u>2002</u>								
Employees	531	\$1,981,118	\$1,773,864	\$1,260,984	88	\$168,836	\$144,220	\$97,616
Spouses	69	\$284,409	\$262,823	\$143,807	12	\$34,907	\$32,571	\$16,645
Total	600	\$2,265,527	\$2,036,687	\$1,404,791	100	\$203,743	\$176,791	\$114,261
<u>2001</u>								
Employees	500	\$1,680,190	\$1,514,129	\$1,133,845	100	\$172,320	\$151,163	\$112,227
Spouses	75	\$249,858	\$224,368	\$128,322	20	\$23,930	\$22,247	\$7,022
Total	575	\$1,930,048	\$1,738,497	\$1,262,167	120	\$196,250	\$173,410	\$119,249
<u>2000</u>								
Employees	373	\$993,787	\$902,309	\$690,250	107	\$137,445	\$121,828	\$89,737
Spouses	61	\$180,925	\$166,871	\$104,958	16	\$19,798	\$18,581	\$11,053
Total	434	\$1,174,712	\$1,069,180	\$795,208	123	\$157,243	\$140,409	\$100,790

Total abortions include abortions induced purposefully by drugs or mechanical means and spontaneous abortions that have not been artificially induced. Spontaneous abortions include treatments for missed abortions, treatments for incomplete abortions, and treatments for septic abortions.

Hospital (DRG) claims for the Plan's self-insured indemnity program for calendar year 2002's delivery and newborn care reveal that normal vaginal deliveries and cesarean sections with and without complications and high risk vaginal deliveries and cesarean sections with and without complications had average charges of \$5,110, average allowed charges of \$3,683, and average paid charges of \$3,018 for 4,776 admissions. Hospital (DRG) claims for newborn care for the same period showed average charges of \$2,768, average allowed charges of \$1,730, and average paid charges of \$1,607 for 4,365 admissions. Average professional charges for 4,723 inpatient hospital admissions for vaginal deliveries and cesarean deliveries for fiscal year 2001-02 in the Plan's self-insured indemnity program amounted to some 70%-75% of the average amount of hospital charges.

For the last three fiscal years, the Plan has had the following average quarterly number of females, aged 15 to 55, enrolled:

<u>Females Age 15 to 55</u>			
<u>Age (Years)</u>	<u>FY2002</u>	<u>FY2001</u>	<u>FY2000</u>
15-19	15,025	13,839	11,994
20-24	16,112	14,090	11,224
25-29	18,791	16,070	12,687
30-34	22,167	18,204	13,730
35-39	23,451	20,791	17,466
40-44	29,600	26,948	23,565
45-49	36,444	33,156	28,959
50-54	38,011	33,786	28,265
Total	199,600	176,883	147,890

SOURCES OF DATA:

- Actuarial Note, Hartman & Associates, Senate Bill 569, April 30, 2003, original of which is on file in the General Assembly's Fiscal Research Division.
- Actuarial Note, Aon Consulting, Senate Bill 569, May 2, 2003, original of which is on file with the Comprehensive Major Medical Plan for Teachers and State Employees and the General Assembly's Fiscal Research Division.

TECHNICAL CONSIDERATIONS: The bill is open to confusion in that sections 2 and 3 of the bill exclude from coverage benefits and charges for all abortion procedures. However, section 1 of the bill maintains coverage for miscarriages, which are covered by the Plan as spontaneous abortions.

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DATE: May 2, 2003.



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