

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION**

**April 13, 2009**

**TO:** Honorable John T. Smithee, Chair, House Committee on Insurance

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB4402** by Martinez Fischer (Relating to insurance coverage of prescription drugs provided under a health benefit plan.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Insurance Code relating to insurance coverage of prescription drugs provided under a health benefit plan. Based on the analysis of the Texas Department of Insurance (TDI), it is assumed that there would be a one-time revenue gain of \$6,900 in the General Revenue Dedicated Account Fund 36 in fiscal year 2010 because the bill would result in insurers filing amendments. Since General Revenue Dedicated Account Fund 36 is a self-leveling account, this analysis assumes all revenue generated would go toward fund balances or the maintenance tax would be set to recover a lower level of revenue the following year. It is also assumed that any costs realized by TDI

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 454 Department of Insurance

**LBB Staff:** JOB, KJG, CH