

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**Revision 1**

**April 5, 2023**

**TO:** Honorable Sam Harless, Chair, House Committee on Health Care Reform, Select

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB3286** by Klick (Relating to certain prescription drug benefits under the Medicaid managed care program.), **As Introduced**

The fiscal implications of the bill cannot be determined due to the uncertainty regarding the number of clients that would shift to non-preferred drugs as a result of exceptions to step therapy protocol.

The bill would establish a process for requesting exceptions to step therapy protocol for recipients in a managed care plan. According to the Health and Human Services Commission, the bill could result in a reduction of federal and supplemental rebates due to a shift towards higher net cost non-preferred drugs. However, due to a lack of information regarding the effects on utilization, the fiscal impact cannot be determined at this time.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 529 Health and Human Services Commission

**LBB Staff:** JMc, NPe, ER, CST