

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 BY REQUEST OF THE SCHOOL FUNDING INTERIM COMMISSION

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6 A BILL FOR AN ACT ENTITLED: "AN ACT CREATING AN INTERIM TASK FORCE TO STUDY PUBLIC
7 EMPLOYEE HEALTH BENEFITS TO DETERMINE WHETHER CHANGES TO MONTANA'S CURRENT
8 SYSTEM WOULD IMPROVE HEALTH OUTCOMES, CARE AVAILABILITY, COST EFFICIENCY, AND BENEFIT
9 PARITY; SPECIFYING MEMBERS AND DUTIES; PROVIDING A CONTINGENT VOIDNESS; AND PROVIDING
10 AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE."
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12 WHEREAS, Montana currently has two large public employee health benefit pools, one for state
13 employees and the other for university system employees; and

14 WHEREAS, employees of local government subdivisions, including public school districts, public
15 education cooperatives, and Montana regional education service areas are not members of either of these pools;
16 and

17 WHEREAS, local government public employee health care costs and benefits are grossly variable across
18 the state; and

19 WHEREAS, health care cost trends continue to increase at rates exceeding CPI and wage growth; and

20 WHEREAS, operating employee health plans encumbers a steadily increasing percentage of state and
21 local government budgets and employee pay; and

22 WHEREAS, examining benefits of economies of scale and efficiencies in health care plans is important
23 to Montana taxpayers and public employees; and

24 WHEREAS, selecting, obtaining, and implementing health care insurance demands informed but
25 difficult-to-assume expertise; and

26 WHEREAS, the current disparity in health insurance coverage, premiums, and access to care creates
27 serious obstacles to recruitment and retention of public employees in large and small Montana communities; and

28 WHEREAS, with federal requirements that more employees be covered by group insurance and with the
29 2018 implementation of the Affordable Care Act excise tax on high-premium plans, costs will rise for those not
30 able to benefit from economies of scale in administration, health care purchasing, and effective prevention,

1 wellness, and health management programs.

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3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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5 **NEW SECTION. Section 1. Task force on public employee health benefits -- membership.** (1)

6 There is a task force on public employee health benefits.

7 (2) The task force consists of 10 members appointed as follows:

8 (a) two members of the house of representatives, one of whom must be appointed by the speaker of the
9 house and one of whom must be appointed by the house minority leader;

10 (b) two members of the senate, one of whom must be appointed by the senate president and one of
11 whom must be appointed by the senate minority leader;

12 (c) six members appointed by the governor, none of whom may be a currently serving legislator,
13 including:

14 (i) one K-12 teacher;

15 (ii) one K-12 administrator;

16 (iii) one K-12 elected trustee or school business official;

17 (iv) one representative of local or county government employees;

18 (v) one representative of elected local or county officials; and

19 (vi) one representative of Montana taxpayers.

20 (3) Legislative members are entitled to receive compensation and expenses as provided in 5-2-302.

21 Members appointed pursuant to subsection (2)(c) are entitled to reimbursement for travel expenses as provided
22 in 2-18-501 through 2-18-503.

23 (4) The task force shall select a presiding officer and vice presiding officer by majority vote. The presiding
24 officer and vice presiding officer must be legislative members.

25 (5) The legislative services division shall provide staff assistance to the task force. The legislative fiscal
26 division, the governor's office of budget and program planning, the Montana university system, local government
27 subdivisions, and the department of administration shall provide information upon request.

28 (6) For the purposes of the task force, the term "local government" includes public school districts.

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30 **NEW SECTION. Section 2. Task force duties.** (1) The task force shall:

- 1 (a) study the plan costs and benefits offered by:
- 2 (i) the state employee health plan;
- 3 (ii) the university system employee health plan;
- 4 (iii) a representative sampling of local government employee health plans; and
- 5 (iv) a representative sample of K-12 employee health plans, including self-funded trusts and fully insured
- 6 plans of schools in various regions of the state with representation of schools of varying enrollment and staff size;
- 7 (b) determine the likelihood that structural changes to Montana's current system would result in
- 8 improvements related to health outcomes, care availability, cost efficiency, and benefit parity through means
- 9 which may include:
- 10 (i) examining public employee health benefit systems of other states;
- 11 (ii) consulting with health care policy experts; and
- 12 (iii) contracting for actuarial analyses of potential structural changes;
- 13 (c) if the task force determines that structural changes would likely result in improvements, develop a
- 14 plan to pursue these changes.
- 15 (2) The task force may examine any other issues related to employee health benefits that it deems
- 16 necessary in conducting this study.
- 17 (3) The task force shall obtain input from the various stakeholders of this wide-reaching issue and, to
- 18 the extent possible, consult with outside experts about Montana's employee health benefit system and systems
- 19 in other states.
- 20 (4) All aspects of the task force, including reporting requirements, must be concluded prior to September
- 21 15, 2018. The task force shall prepare a final report of its findings, conclusions, and recommendations and shall
- 22 prepare draft legislation whenever appropriate. The task force shall submit the final report to the governor and
- 23 the 66th legislature as provided in 5-11-210.

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25 **NEW SECTION. Section 3. Contingent voidness.** (1) Pursuant to Joint Rule 40-65, if [this act] does

26 not include an appropriation prior to being transmitted to the governor, then [this act] is void.

27 (2) If the appropriation in [this act] is vetoed, then [this act] is void.

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29 **NEW SECTION. Section 4. Effective date.** [This act] is effective on passage and approval.

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