

8:10 AM – 9:00 AM

General Session 1: *Danger Zone*: Anticipating the Impact of New Legislation on Benefits Strategies

Speakers:



Charles Miller
Texas 2036



Alan Gilbert
Purchaser Business Group
on Health



Ted Barrall
The Friedkin Group



Rep. Stephanie Klick
TX State House of
Representatives



Charles Miller, Texas 2036

Charles Miller is Senior Policy Advisor at **Texas 2036**, a non-profit public policy organization working to improve the affordability and accessibility of healthcare in Texas. In 2020, Charles led a **Texas 2036** team that developed the *Health Coverage Policy Explorer*, an interactive online tool that allowed policymakers and the public to explore the costs and effectiveness of numerous policy scenarios to increase the number of insured Texans. In 2021, Charles worked on bills to improve health insurance markets, optimize price transparency, and improve the efficiency, value and affordability of health care so Texans can access and afford quality care when they need it

Alan Gilbert, Purchaser Business Group on Health

Alan Gilbert is Vice President of Policy at **Purchaser Business Group on Health** where he works with PBGH members to prioritize and advance strategic, legislative and regulatory efforts that improve health and healthcare for America's workers and their families. He has extensive experience working across all aspects of the U.S. health care system to improve health outcomes and reduce costs. Alan previously served in senior executive roles at Anthem and GE, where he led efforts on the social determinants of health and designed multi-sectoral programs to improve health and reduce costs with community leaders, health systems, employers, governments and national and local philanthropies.

Ted Barrall, The Friedkin Group

Ted Barrall is Director of Compensation and Benefits at **The Friedkin Group** where he has been for ten years.

With 2,400 employees, Friedkin owns a Houston-based group of auto-industry companies, including Gulf States Toyota, US Auto Logistics, GSFS, and Westside and Northside Lexus and Ascent auto dealerships. Ted pursues innovative ways to support the health of our associates and control our healthcare spend. Ted has 30 years of Human Resources in various leadership roles both overseas and the US.

Rep. Stephanie Klick, TX State House of Representatives

Representative Stephanie Klick is a native Texan and grew up in House District 91. After attending school in Birdville ISD and later at St. John the Apostle Catholic School, she was accepted to Texas Christian University. There she worked her way through college and earned a Bachelor of Science in Nursing (BSN). Representative Klick served as Chair of the Tarrant County Republic Party for six years. In November 2012, she was elected to represent House District 91, comprised of Haltom City, Richland Hills, North Richland Hills, Watauga, and a portion of Fort Worth. Rep. Klick currently serves as Chair of the House Committee on Public Health, sits on the House Committees on Human Services, House Administration, General Investigating, Constitutional Rights & Remedies, Healthcare Reform, and Youth Health & Safety, and serves as the Vice President of the Texas Conservative Coalition.



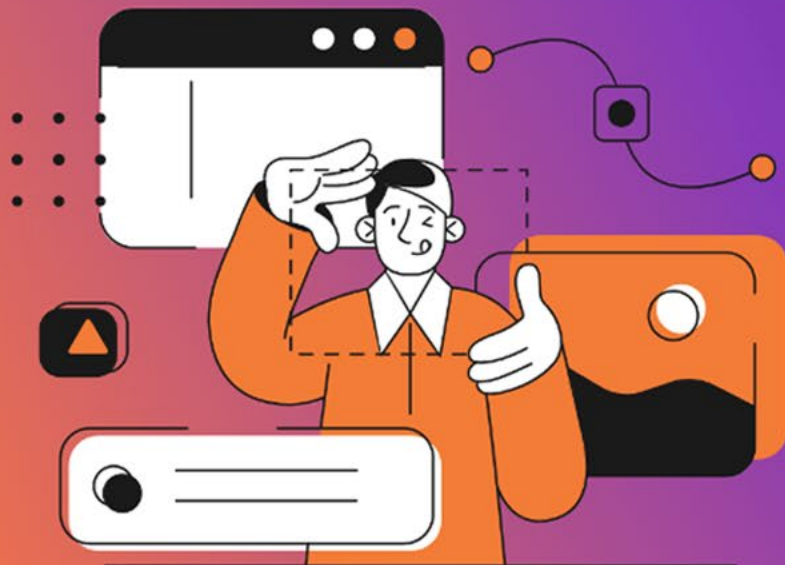
Texas Employers for Affordable Healthcare

What is all the fuss about?



Click [HERE](#) for [the](#) full video!

We're less than 70 days until session, we need your help right now >>



WHO WE ARE

Texas Employers for Affordable Healthcare is a 501(c)(4) established to mobilize employers, families and other healthcare stakeholders across the state to rein in the excessive prices paid for employer-sponsored healthcare for almost half of all Texans and almost 14 million people. To increase transparency, prohibit anti-competitive contracts and billing, and increase oversight on consolidations and mergers.

The Friedkin Group

Automotive, Entertainment, Investments, Sports, Travel & Adventure

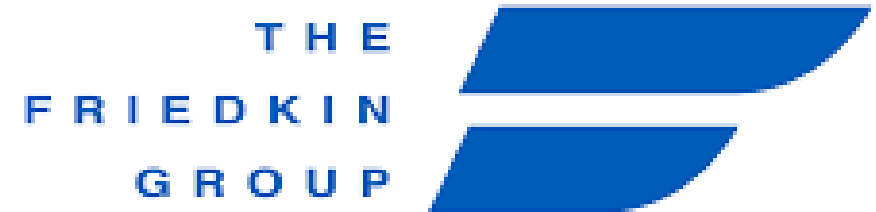
Automotive

- Gulf States Toyota
- Westlex, Ascent
- USAL
- Gulf States Financial Services

Benefits

- 2,300 lives
- Self-funded medical plan with two TPAs
- Costs
 - Largest: Hospitalization
 - Fastest Growing: Pharmacy

Challenges of Legislative Policy for HR



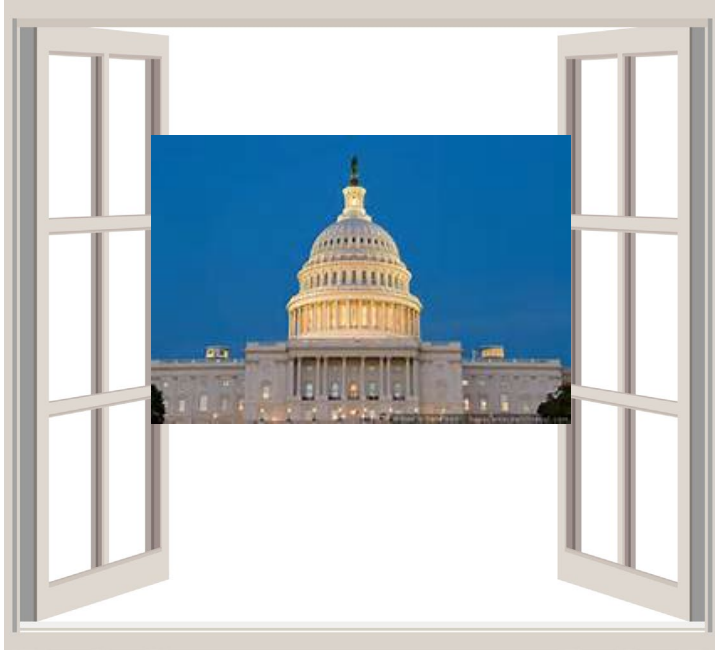
Why Should Employers Engage in Public Policy



- We believe in the power of market forces to drive lower costs and better quality.
- But some health care markets are broken and must be fixed
 - *Level the playing field, e.g., stop anti-competitive practices*
 - *Intervene to contain prices when a market doesn't exist*



Window of Opportunity? – Federal Policy



Making Markets Work

- New regulations in effect for hospital and health plan transparency; drug price component due Dec. 2022
- Prohibition on anti-competitive contracting practices – legislation has been introduced
- Stronger anti-trust enforcement – Biden Executive Order, FTC revamping merger guidelines

Capping Prices

- Prohibition on surprise billing, with limits on charges by out-of-network providers – passed in 2020, effective 1/1/22 (currently challenged by providers' lawsuits)

Holding Down Drug Costs

- Implementation of Medicare drug price negotiation and inflation caps
- Limits on anti-competitive practices, e.g., barriers to generics and biosimilars – multiple bills have been introduced
- Improvements in PBM transparency

Sutter Settlement

The New York Times

Sutter Health to Pay \$575 Million to Settle Antitrust Lawsuit

of anti-competitive behavior by
northern California.



part of the vast Sutter Health hospital
lli/Associated Press



system in Northern California,

KHN

KHN | Kaiser Health News

HEALTH LAW

AGING

INDUSTRY

PHARMA

INVESTIGATIONS

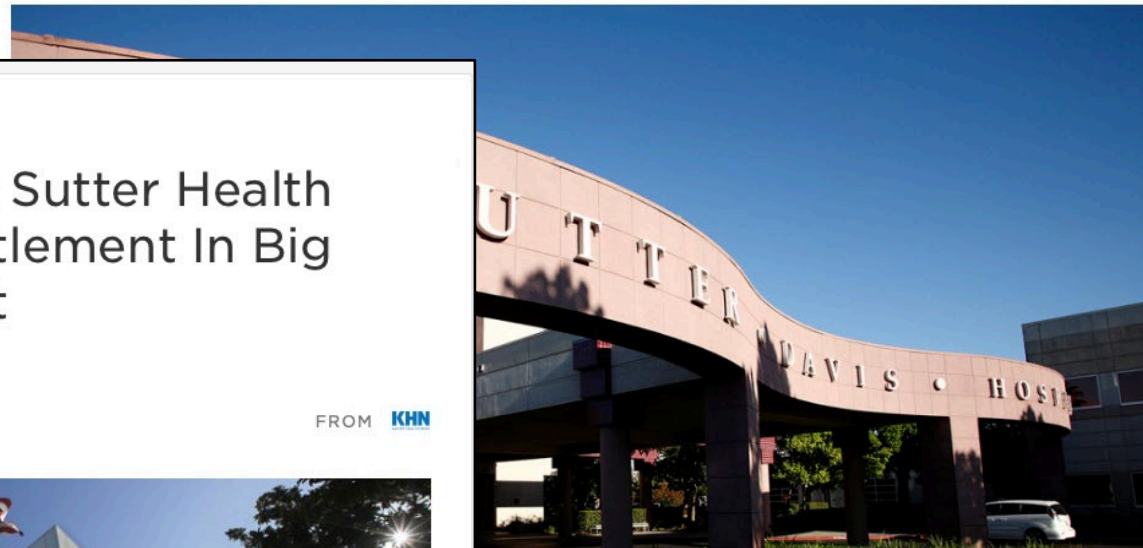
Search



Surprise Settlement In Sutter Health Antitrust Case

By [Jenny Gold](#) • OCTOBER 16, 2019

[REPUBLISH THIS STORY](#)



HEALTH INC.

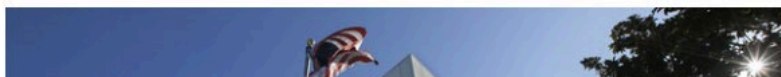


Hospital Giant Sutter Health Agrees To Settlement In Big Antitrust Fight

October 16, 2019 • 4:51 PM ET

JENNY GOLD

FROM **KHN**



State Legislative Action to Lower Health System Costs

- <https://www.nashp.org/health-system-costs-legislative-tracker/>

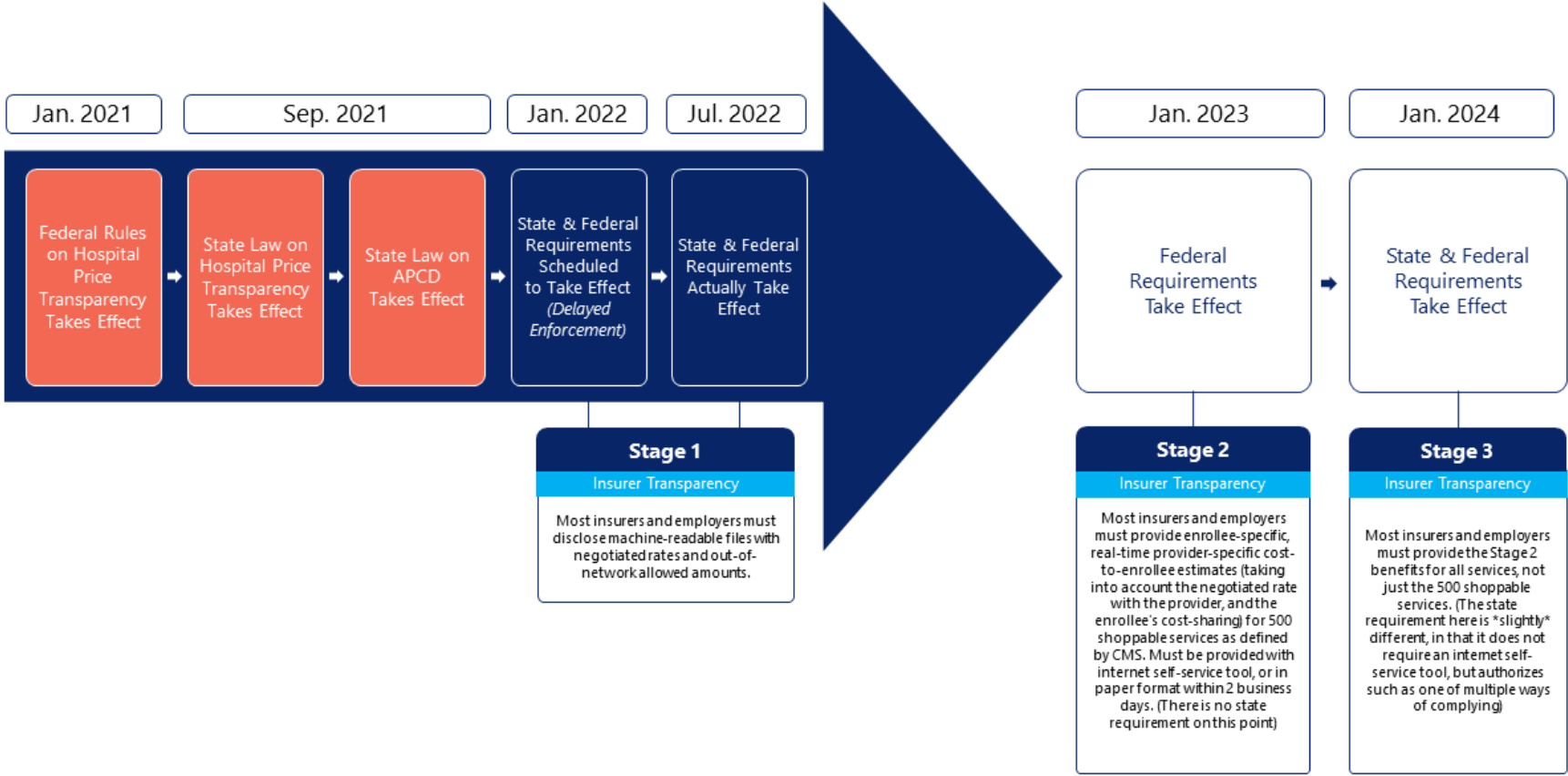


TEXAS 2036

Reducing Employer Health Care Costs: State Legislation

Month XX, 2022

Health Price Transparency Timeline





Potential Legislation

- a. Anti-Competitive Contracting
- b. Site-Neutral Payments / Facility Fees
- c. APCD Improvements
- d. ERS/TRS Benefit Design Changes

What Practices Are We Talking About?

ALL OR NOTHING

Requires consumers to utilize all health plan network hospitals and their providers or their affiliates regardless of price or quality.

ANTI-TIERING

Prohibits consumers from reviewing and selecting providers from a health plan network based on price or quality.

ANTI-STEERING

Prohibits employers from steering consumers to lower priced and higher quality competitors of a health system or offering incentives to do so.

MOST-FAVORED NATION

Prohibits employers from contracting with other health systems that can offer the same service at a lower price and higher quality to consumers.

GAG CLAUSE

Prohibits the employer and consumers from seeing any price or quality information, including allowed amounts, negotiated rate or discounts.

Representative Stephanie Klick

House District 91

- Select Committee on Health Care Reform
- Healthcare in the 2023 Legislative Session
- HB711



“A primary reason healthcare prices continue to skyrocket is because the market is rife with anti-competitive practices,” said Rep. Frank. “By prohibiting certain unfair contract provisions, HB711 will enable employees and employers to get the highest quality care for their healthcare dollars.”

House Bill 711 has been introduced ahead of the new legislative session

- House Bill 711 authored by State Representative James Frank (R-Wichita Falls) has been introduced ahead of the new legislative session.
- House Bill 711 will address certain contract provisions and conduct affecting healthcare provider networks.

Why join the Coalition:

- Join our coalition to lower healthcare costs
- Stay informed on Texas' healthcare cost crisis
- To take action & contact legislators when Session starts
- Be part of real, meaningful change for Texas employers & families

JOIN THE COALITION:



www.TXEAHC.org



[@TexasEmployersforAffordableHealthcare](https://www.facebook.com/TexasEmployersforAffordableHealthcare)



[@txeahc](https://twitter.com/txeahc)

JOIN THE CAUSE

Join TXEAHC today to help in making Texas
healthcare more affordable for Texas employers &
families!

Email Address
Phone Number
Zip Code

If you are an employer or organization,
our coalition needs collective support
to address this crisis. Please add your
company or organization's logo to show
your support!

☐ I am an employer

TAKE ACTION

