

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0787-01
Bill No.: Perfected SB 177
Subject: Dentists; Liability; Health Care Professionals
Type: Original
Date: March 4, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
State Legal Expense	(Unknown)	(Unknown)	(Unknown)
Total Estimated Net Effect on <u>Other</u> State Funds	(Unknown)	(Unknown)	(Unknown)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Administration – Administrative Hearing Commission, – Division of Budget and Planning, Department of Economic Development – Division of Professional Registration, Department of Health and Senior Services, and the Office of the Secretary of State** assume the proposal would have no fiscal impact on their agencies.

Officials from the **Office of Administration – Division of Risk Management** assume the proposal has the potential for costs to the State Legal Expense Fund. There are no claims to date. Therefore, costs cannot be determined at this time.

Officials from the **Office of the Attorney General (AGO)** assume the proposal will result in exposure to additional liability for the state through the legal expense fund. Dental extractions are beyond what is ordinarily considered primary care, and present significant risks. Because the facts and circumstances that might give rise to litigation are impossible to predict, AGO assumes the cost is unknown, but potentially significant.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
STATE LEGAL EXPENSE FUND			
<u>Costs – Office of Administration</u>			
Increased claims	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT ON STATE LEGAL EXPENSE FUND	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2006 (10 Mo.)	 FY 2007	 FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

Currently, certain dentists who perform dental primary care and preventive health services are covered by the state legal expense fund. The proposed legislation would add extractions to the definition of “dental primary care and preventive health services.”

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General

Office of Administration

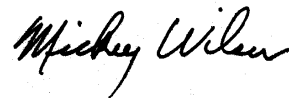
- Administrative Hearing Commission
- Division of Risk Management
- Division of Budget and Planning

Department of Economic Development

- Division of Professional Registration

Department of Health and Senior Services

Office of the Secretary of State



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Director
March 4, 2005