

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0113-04
Bill No.: Truly Agreed To and Finally Passed HCS for SCS for SB 89
Subject: Elderly; Nursing and Boarding Homes
Type: Original
Date: June 4, 2013

Bill Summary: This proposal modifies provisions relating to health care services.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§ 191.237 - Health Information Organizations:

Officials from the **Department of Social Services (DSS)** state no health information organization may restrict the exchange of state agency data or standards-based clinical summaries for patients for the Federal Health Insurance Portability and Accountability Act allowable uses. Charges are not permitted to exceed the cost of the actual technology connection or recurring maintenance thereof. DSS assumes no fiscal impact from the provisions of this section.

Oversight assumes the provisions of this section would not result in a fiscal impact on state or local government funds.

§§ 198.310 and 198.345 - Nursing Home Districts:

Officials from the **Department of Social Services - MO HealthNet Division (MHD)** state section 198.310 provides for "the constitutionally required percentage" of the votes cast for a nursing home district local bond issue to pass rather than needing "two-thirds" of the votes cast. Changing the percentage of votes required for the passage of a nursing home district local bond issue would not have a fiscal impact on MHD.

In response to the previous version of this proposal MHD stated section 198.345 concerns establishing and maintaining apartments for seniors and removes the words "and emergency call buttons to the apartment residents". In addition, the section adds fourth class counties to those counties in which a nursing home district may establish apartments for seniors. Senior housing units of this type are typically considered single-family dwellings and are not licensed as residential care facilities, assisted living facilities, intermediate care facilities, or skilled nursing facilities. Therefore, there is no fiscal impact on MHD.

In response to the previous version of this proposal, officials from the **Department of Social Services - Family Support Division (FSD)** assumed senior housing units of this type are typically considered single - family dwellings and are not licensed as residential care facilities, assisted living facilities, intermediate care facilities, nor skilled nursing facilities. Therefore, there is no impact to the Family Support Division.

ASSUMPTION (continued)

Bill as a Whole:

Officials from the **Office of the Attorney General, Department of Revenue, Department of Health and Senior Services, Department of Mental Health and Randolph County Health Department** each assume the proposal would not fiscally impact their respective agencies.

Officials from numerous 3rd and 4th class counties did not respond to Oversight's request for fiscal impact.

Oversight assumes this proposal would result in no direct fiscal impact on state or local government funds.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

§ 191.237 - Health Information Organizations:

This provision could impact small business health care providers by limiting certain charges.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

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

Department of Health and Senior Services
Department of Social Services
Department of Mental Health
Department of Revenue
Office of the Attorney General
Randolph County Health Department

Not Responding:

Numerous 3rd and 4th Class Counties



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Acting Director
June 4, 2013