

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 6009-01
Bill No.: Perfected HB 2183
Subject: Hospitals; Licenses - Miscellaneous; Health Care
Type: Original
Date: March 29, 2018

Bill Summary: This proposal modifies provisions relating to hospital licensure and regulations.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
General Revenue	\$10,000	\$10,000	\$10,000
Total Estimated Net Effect on General Revenue	\$10,000	\$10,000	\$10,000

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
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 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Health and Senior Services (DHSS)** state their response for House Amendment 1 has the same fiscal impact as that submitted for SB 1040/FN 6599.01 and HB 2580/6560.01. Based on prior year requests, the Division of Regulation and Licensure assumes there would be an additional 10 requests for certificates of need (CON), which would meet the requirements of the revised legislation. CON assumes each would have a \$1,000 fee, for an annual increase to the General Revenue Fund of \$10,000.

Officials from the **Department of Mental Health** and the **Department of Social Services** each assume the proposal would not fiscally impact their respective agencies.

In response to an earlier version of this proposal, officials from the **Joint Committee on Administrative Rules** assumed the proposal would not fiscally impact their agency.

In response to an earlier version of this proposal, officials from the **Office of the Secretary of State (SOS)** stated many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with the core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

In response to similar legislation from the current session (HCS HB 2580/FN 6560.02), officials from the following **hospitals**: Barton County Memorial Hospital, Bates County Memorial Hospital, Cass Regional Medical Center, Cedar County Memorial Hospital, Cooper County Memorial Hospital, Excelsior Springs Hospital, Golden Valley Memorial Hospital, Hermann Area District Hospital, Putnam County Memorial Hospital, Samaritan Hospital, the University of Missouri Health System and Washington County Memorial Hospital did not respond to **Oversight's** request for a statement of fiscal impact.

ASSUMPTION (continued)

In response to similar legislation from the current session (HCS HB 2580/FN 6560.02), officials from the following **nursing home districts**: Clark County, Knox County, Loch Haven, Maple Lawn, Monroe Manor, Scotland County, Sunnyview and Tri-County did not respond to **Oversight's** request for a statement of fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
GENERAL REVENUE FUND			
<u>Income</u> - DHSS (§197.305)			
CON fees	<u>\$10,000</u>	<u>\$10,000</u>	<u>\$10,000</u>
ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND	<u>\$10,000</u>	<u>\$10,000</u>	<u>\$10,000</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<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.

FISCAL DESCRIPTION

This bill clarifies that any health care facility licensed under chapter 198 seeking a certificate of need nonapplicability review for an increase in total beds or total bed capacity that is 10 or less beds or 10% or less of total bed capacity are only eligible for nonapplicability review if the facility has had no patient care class I deficiencies within the last 18 months and has maintained at least an 85% average occupancy rate for the previous six quarters. (§197.305)

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

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SOURCES OF INFORMATION

Department of Health and Senior Services
Department of Mental Health
Department of Social Services
Joint Committee on Administrative Rules
Office of Secretary of State

Ross Strobe

A handwritten signature in black ink, appearing to read "Ross Strobe".

Acting Director
March 29, 2018