

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2078-02
Bill No.: SB 554
Subject: Health Care; Health Care Professionals; Insurance Department
Type: Original
Date: March 21, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Conservation**, the **Department of Transportation**, the **Department of Health**, the **Missouri Consolidated Health Care Plan**, the **Department of Insurance**, and the **Department of Social Services** assume this proposal would not fiscally impact their agencies.

Department of Economic Development - Division of Professional Registration (DPR) officials did not respond to our fiscal impact request. However, in responding to a similar proposal from the current session DPR assumed no fiscal impact.

Officials from the **Department of Public Safety - Missouri State Highway Patrol (MHP)** did not respond to our fiscal impact request. However, in responding to a similar proposal from the current session MHP assumed no fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (6 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (6 Mo.)	FY 2003	FY 2004
	<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

This proposal would prohibit the disclosure of individually identifiable health information if the information is created, stored, or received by any person in the ordinary course of business, practice of a profession, or rendering a service. The disclosure of the information would occur upon written authorization of the person to whom the information pertains or an authorized representative. The provisions of the proposal would exempt: (1) statistical data compiled without the identity of individuals; (2) health research conducted according to certain guidelines;

(3) information which is released as required by statute, regulation, or legal process; (4)

DESCRIPTION (continued)

information which is released for emergency situations; (5) information which is released for the purpose of body identification; (6) information which is released in connection with the provision of physical or mental health care services to a person; and (7) information which is released by a licensee for the performance of insurance functions. Any person who violates the provisions of the bill would be fined not more than \$500 for each violation and would be liable in a civil action for damages or equitable relief. The Director of the Department of Insurance would be required to enforce the provisions of the proposal with respect to licensees, which includes treating violations as unfair trade practices under Sections 375.930 to 375.948, RSMo. The provisions of the proposal would become effective January 1, 2002.

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 Economic Development
 Division of Professional Registration
Department of Conservation
Department of Transportation
Department of Public Safety
 Missouri State Highway Patrol
Department of Health
Missouri Consolidated Health Care Plan
Department of Social Services
Department of Insurance



Jeanne Jarrett, CPA
Director

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