



**Colorado
Legislative
Council
Staff**

SB16-009

**REVISED
FISCAL NOTE**

(replaces fiscal note dated January 21, 2016)

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 16-0346
Prime Sponsor(s): Sen. Grantham
Rep. Primavera

Date: February 8, 2016
Bill Status: House Public Health Care and
Human Services
Fiscal Analyst: Bill Zepernick (303-866-4777)

BILL TOPIC: PROHIBIT REFERRAL FEES WHEN DIVIDING DENTAL FEES

Fiscal Impact Summary	FY 2016-2017	FY 2017-2018
State Revenue		
State Expenditures	Minimal workload increase.	
FTE Position Change		
Appropriation Required: None.		
Future Year Impacts: None.		

Summary of Legislation

Under current law, dentists and dental hygienists are prohibited from sharing professional fees with anyone except those with whom they are lawfully associated in the practice of dentistry or dental hygiene. The **reengrossed** bill adds an exemption to this prohibition to allow dentists and dental hygienists to contract for business management services or pay a royalty in accordance with a franchise agreement. The exemption only applies if the terms of the contract or franchise agreement do not affect the dentist or dental hygienists ability to exercise independent professional judgement in providing care to patients.

State Expenditures

The bill may result in a minimal workload increase in the Division of Professions and Occupations in the Regulatory Agencies (DORA). Initially, DORA staff may be required to conduct rulemaking and perform outreach to dentists and dental hygienists about the changes in the bill. On an ongoing basis, the bill is not expected to significantly affect the number of complaints or disciplinary actions involving dentists or dental hygienists. The Department of Law may be required to provide additional legal services to DORA concerning any rulemaking resulting from the bill. The workload increase under the bill is expected to be minimal and can be accomplished within existing appropriations.

Effective Date

The bill takes effect August 10, 2016, if the General Assembly adjourns on May 11, 2016, as scheduled, and no referendum petition is filed. It applies to conduct occurring on or after the effective date of the bill.

State and Local Government Contacts

Health Care Policy and Financing
Law

Information Technology
Regulatory Agencies