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FISCAL NOTE

Drafting Number: LLS 18-1239 Date: April 26, 2018
Prime Sponsors: Rep. Buckner, Sen. Aguilar Bill Status: House Health, Insurance, and Environment
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Bill Topic: REGULATION OF SURGICAL SMOKE

- Summary of Fiscal Impact: State Revenue, State Expenditure, State Transfer, TABOR Refund, Local Government (potential), Statutory Public Entity

The bill requires licensed health facilities to adopt policies on preventing exposure to surgical smoke based on rules established by the Colorado Department of Public Health and Environment.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the introduced bill.

Summary of Legislation

This bill requires the Colorado Department of Public Health and Environment (CDPHE) to establish rules on the evacuation of surgical smoke during surgery by March 1, 2019.

State Expenditures

The bill increases state agencies workload, and potentially costs, as described below.

Colorado Department of Public Health and Environment. The CDPHE will have a one-time increase in workload in FY 2018-19 to conduct rulemaking and stakeholder engagement on the required surgical smoke rules.

Health facilities. To the extent any health facilities operated by institutions of higher education or other state agencies are required to acquire new equipment for surgical facilities in order to comply with the rules concerning surgical smoke, costs will increase. These potential costs will vary by facility and have not been estimated.

Local Government

Similar to the health facility impact discussed in the State Expenditures section, any local governments that operate hospital or other surgical facilities may have costs to comply with the surgical smoke rules required under the bill. These costs will vary by facility and have not been estimated.

Effective Date

The bill takes effect August 8, 2018, if the General Assembly adjourns on May 9, 2018, as scheduled, and no referendum petition is filed. It applies to surgical procedures conducted in hospitals and ambulatory surgical centers on or after July 1, 2019.

Departmental Difference

The CDPHE estimates that it will have one-time costs of \$33,137 and 0.3 FTE to conduct rulemaking and stakeholder engagement under the bill. The fiscal note does not include these costs given the narrow scope of the rulemaking.

State and Local Government Contacts

Higher Education

Information Technology

Public Health and Environment