

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING A REQUIREMENT TO OBTAIN A PATIENT'S INFORMED CONSENT BEFORE PERFORMING AN INTIMATE EXAMINATION OF THE PATIENT UNDER SPECIFIED CIRCUMSTANCES.

Prime Sponsors: Representative Willford
Sens. Winter F. and Jaquez Lewis

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Appropriation Items of Note

Appropriation Required, Amendment in Packet

General Fund Impact

Fiscal Impact of Bill as Amended to Date

The most recent Legislative Council Staff Fiscal Note (attached) reflects the fiscal impact of the bill as of 01/31/23.

XXX	No Change: Attached LCS Fiscal Note accurately reflects the fiscal impact of the bill
	Update: Fiscal impact has changed due to <i>new information or technical issues</i>
	Update: Fiscal impact has changed due to <i>amendment adopted</i> after LCS Fiscal Note was prepared
	Non-Concurrence: JBC Staff and Legislative Council Staff disagree about the fiscal impact of the bill

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment
L.003/J.002	Bill Sponsor amendment - changes fiscal impact <i>and</i> appropriation

Current Appropriations Clause in Bill

The bill requires but does not contain an appropriation clause.

Description of Amendments in This Packet

J.001 Staff has prepared amendment **J.001** (attached) to add a provision appropriating a total of \$32,915 General Fund to the Department of Public Health and Environment for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.4 FTE.

L.003 and J.002

In addition to technical changes that do not change the fiscal impact of the bill, Bill Sponsor amendment **L.003** (attached) removes the requirement that the Department of Public Health and Environment develop a form for use by all health care facilities and licensees, and instead requires licensees to develop and use their own form or use one developed by their health care facility or a regulator. JBC Staff has prepared amendment **J.002** (attached) to add a provision appropriating \$25,218 General Fund to the Department of Public Health and Environment for FY 2023-24. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.3 FTE. Legislative Council and JBC Staff agree that amendment L.003 reduces the appropriation necessary to implement the bill by \$7,697 from \$32,915 to \$25,218, due to the estimated FTE change from 0.4 to 0.3.

If the Committee adopts L.003 it should also adopt J.002 but should NOT adopt J.001.

Points to Consider*General Fund Impact*

The Joint Budget Committee (JBC) is developing a budget package for FY 2023-24. This bill currently requires a General Fund appropriation of \$32,915 for FY 2023-24, reducing the General Fund available for other FY 2023-24 appropriations by this amount.

If the committee adopts L.003, this bill will require a General Fund appropriation of \$25,218 for FY 2023-24, reducing the General Fund available for other FY 2023-24 appropriations by this amount.