

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

CONCERNING THE LICENSING OF FREESTANDING EMERGENCY DEPARTMENTS.

Prime Sponsors: Reps. Mullica and Landgraf
Senator Gardner

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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 01/14/19.

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

The House Health & Insurance Committee Report (01/16/19) includes amendments to the bill, however, Legislative Council Staff and JBC Staff agree that the committee amendments do not change the fiscal impact of the bill.

Amendments in This Packet for Consideration by Appropriations Committee

Amendment	Description
J.001	Staff-prepared appropriation amendment

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 \$43,248 cash funds from the Health Facilities General Licensure Cash Fund to the Department of Public Health and Environment for FY 2019-20. This provision also states that the appropriation is based on the assumption that the Department will require an additional 0.5 FTE to implement the act. The amendment does not include an appropriation for legal services, as the number of legal services hours required in FY 2019-20 is below 100 hours.

Points to Consider

Related Budget Information

The Department of Law bills state agencies based on an average number of hours the agency used in the previous three fiscal years. Long Bill appropriations are based on that average. Additional funding for legal services is only necessary if there is a significant workload impact on the Department of Law. Therefore, a bill only requires appropriations for legal services if work is expected to exceed 100 hours.

Future Fiscal Impact

While this bill does not require a General Fund appropriation for FY 2019-20, increased legal services hours required by this bill will impact legal billing in future years.