



Legislative  
Council Staff

*Nonpartisan Services for Colorado's Legislature*

**SB 19-234**

# FINAL FISCAL NOTE

<b>Drafting Number:</b>	LLS 19-0350	<b>Date:</b>	July 19, 2019
<b>Prime Sponsors:</b>	Sen. Rodriguez; Foote Rep. Weissman	<b>Bill Status:</b>	Signed into Law
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**Bill Topic:** SUNSET PROFESSIONAL REVIEW COMMITTEES

**Summary of Fiscal Impact:**

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

**Sunset bill.** Senate Bill 19-234 continues the registration and reporting requirements of professional review committees to the Department of Regulatory Agencies, which is scheduled to repeal on September 1, 2019. State fiscal impacts under the bill include a minimal increase in workload and the continuation of the program's current expenditures. The program is continued through September 1, 2030.

**Appropriation Summary:** No appropriation is required.

**Fiscal Note Status:** The fiscal note reflects the enacted bill.

**Table 1  
State Fiscal Impacts Under SB 19-234\***

<b>New Impacts</b>		<b>FY 2019-20</b>	<b>FY 2020-21</b>
<b>Revenue</b>		-	-
<b>Expenditures</b>		-	-
<b>TABOR Refund</b>		-	-
<b>Continuing Program Impacts</b>		<b>FY 2019-20</b>	<b>FY 2020-21</b>
<b>Revenue</b>		-	-
<b>Expenditures</b>	Cash Funds	-	\$30,772
<b>TABOR Refund</b>		-	-

\* Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making any changes, there are no new impacts. The continuing program impacts will end if the bill is not passed and the program is allowed to repeal.

## **Summary of Legislation**

The bill continues the registration and reporting requirements of professional review committees under the Colorado Medical Board and the State Board of Nursing until September 1, 2030. Both boards are in the Division of Professions and Occupations (DPO) in the Department of Regulatory Agencies (DORA). The bill implements the following recommendations from the sunset review:

- clarifies the reporting of governing board data to DPO;
- requires governing boards to annually update their information with DPO; and
- requires DPO to promulgate rules regarding the information a governing board is required to report and establishes a process to remove governing boards from the registry.

The bill also:

- defines the term "original source document", exempts such documents from the definition of records, and specifies when documents may be subject to subpoena, discovery, or use in a civil action;
- encourages hospital professional review committees to appoint a consumer to serve as a non-voting member on the committee; and
- repeals language requiring a professional review committee to send information in certain situations for individuals licensed under the medical board or nursing board.

## **Background**

Professional review committees review and evaluate the professional conduct and the appropriateness and quality of care by physicians, physician assistants, or advanced practice nurses. These committees' governing boards are registered with DPO and operate at health-care facilities or other entities.

## **Continuing Program Impacts**

Based on the department's FY 2019-20 budget request, DORA is expected to have expenditures of \$30,772 to administer professional review committee registration and reporting within the Colorado Medical Board and the State Board of Nursing. No fees are assessed on registrant professional review committees. If this bill is enacted, current expenditures will continue for the program starting in FY 2020-21. If this bill is not enacted, the program will end on September 1, 2020, following a wind-down period, and state revenue and expenditures will decrease starting in FY 2020-21 by the amounts shown in Table 1.

## **State Expenditures**

The changes in the bill may result in a minimal increase in workload for the DPO to conduct rulemaking, outreach, and education. This increase can be accomplished within existing resources.

**Effective Date**

The bill was signed into law by the Governor on May 16, 2019, and takes effect August 2, 2019, assuming no referendum petition is filed. Sections 7 through 9 take effect October 1, 2019.

**State and Local Government Contacts**

Information Technology            Regulatory Agencies