

Fiscal Estimate - 2007 Session

Original
 Updated
 Corrected
 Supplemental

| | |
|------------------------------------|---|
| LRB Number 07-1387/4 | Introduction Number AB-0377 |
|------------------------------------|---|

Description
 Requiring a hospital to provide to a sexual assault victim information and, upon her request, emergency contraception and providing a penalty

Fiscal Effect

State:

| | | |
|---|---|--|
| <input type="checkbox"/> No State Fiscal Effect | <input type="checkbox"/> Increase Existing Revenues | <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> Indeterminate | <input type="checkbox"/> Decrease Existing Revenues | |
| <input type="checkbox"/> Increase Existing Appropriations | | <input type="checkbox"/> Decrease Costs |
| <input type="checkbox"/> Decrease Existing Appropriations | | |
| <input type="checkbox"/> Create New Appropriations | | |

Local:

| | | |
|--|--|---|
| <input checked="" type="checkbox"/> No Local Government Costs | | 5. Types of Local Government Units Affected |
| <input type="checkbox"/> Indeterminate | | |
| 1. <input type="checkbox"/> Increase Costs | 3. <input type="checkbox"/> Increase Revenue | <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> Counties <input type="checkbox"/> Others |
| 2. <input type="checkbox"/> Decrease Costs | 4. <input type="checkbox"/> Decrease Revenue | <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts |
| <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | |

| | |
|--|---------------------------------------|
| Fund Sources Affected | Affected Ch. 20 Appropriations |
| <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS | |

| | | |
|--|---|-------------------------|
| Agency/Prepared By DHFS/ Ellen Hadidian (608) 266-8155 | Authorized Signature Andy Forsaith (608) 266-7684 | Date 6/5/2007 |
|--|---|-------------------------|

Fiscal Estimate Narratives

DHFS 6/5/2007

| | | |
|---|------------------------------------|-------------------------------|
| LRB Number 07-1387/4 | Introduction Number AB-0377 | Estimate Type Original |
| Description Requiring a hospital to provide to a sexual assault victim information and, upon her request, emergency contraception and providing a penalty | | |

Assumptions Used in Arriving at Fiscal Estimate

The Department is currently required to issue certificates of approval to hospitals that meet the Department's requirements.

AB 377 requires hospitals to provide certain services to victims of sexual assault, if the hospital provides emergency services to a victim, as a condition of meeting the Department's requirements. Specifically, the hospital must provide the victim, with the victim's consent, with medically and factually accurate information about emergency contraception, orally inform her of her options to receive emergency contraception, orally inform her of her option to report the sexual assault to a law enforcement agency, and provide emergency contraception if she requests it.

This bill defines emergency contraception as medicine or a device that prevents a pregnancy after sexual intercourse and specifically excludes medicine or devices that are prescribed to terminate a pregnancy. The bill requires hospitals to ensure that their employees who provide information to a sexual assault victim have available medically accurate and unbiased information about emergency contraception. The Department is required to respond to complaints about violations of these requirements and must review hospital procedures to make sure they are compliant. A forfeiture may be required of violators of the statute created under this bill.

The Department is required to monitor compliance with hospital regulations and to respond to complaints about any violations. The annual costs of responding to violation complaints are estimated to be \$1,300 GPR per complaint. It is not possible to estimate how many complaints would be received. DHFS would monitor compliance during its hospital surveys. The federal government authorizes 11 surveys per year. The cost of adding this component to each survey is estimated to be \$555 GPR per survey, for a total annual cost of \$6,100 GPR.

The Department's hospital compliance staff are currently funded by both state (GPR) and federal funds. State funding will be required for the new, state-only workload prescribed in AB 377.

AB 377 may result in reduced costs to the Department's Medical Assistance program. Emergency contraception has been shown to be effective in reducing abortions. The Medicaid program allows abortions in cases of sexual assault. If a sexual assault victim is also a Medicaid recipient, her ability to receive emergency contraception may reduce future Medicaid abortion costs. Emergency contraception could result in fewer Medicaid funded births, which would also reduce costs to the program. It is not possible to estimate the extent of these savings.

This bill will have no fiscal effect on local units of government.

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2007 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

| | | | |
|---|---|--|-----------------|
| LRB Number 07-1387/4 | | Introduction Number AB-0377 | |
| Description Requiring a hospital to provide to a sexual assault victim information and, upon her request, emergency contraception and providing a penalty | | | |
| I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): | | | |
| II. Annualized Costs: | | Annualized Fiscal Impact on funds from: | |
| | | Increased Costs | Decreased Costs |
| A. State Costs by Category | | | |
| | State Operations - Salaries and Fringes | \$5,500 | \$ |
| | (FTE Position Changes) | | |
| | State Operations - Other Costs | 600 | |
| | Local Assistance | | |
| | Aids to Individuals or Organizations | | |
| | TOTAL State Costs by Category | \$6,100 | \$ |
| B. State Costs by Source of Funds | | | |
| | GPR | 6,100 | |
| | FED | | |
| | PRO/PRS | | |
| | SEG/SEG-S | | |
| III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.) | | | |
| | | Increased Rev | Decreased Rev |
| | GPR Taxes | \$ | \$ |
| | GPR Earned | | |
| | FED | | |
| | PRO/PRS | | |
| | SEG/SEG-S | | |
| | TOTAL State Revenues | \$ | \$ |
| NET ANNUALIZED FISCAL IMPACT | | | |
| | | State | Local |
| | NET CHANGE IN COSTS | \$6,100 | \$ |
| | NET CHANGE IN REVENUE | \$ | \$ |
| Agency/Prepared By | | Authorized Signature | Date |
| DHFS/ Ellen Hadidian (608) 266-8155 | | Andy Forsaith (608) 266-7684 | 6/5/2007 |