

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2536-01
Bill No.: HB 1120
Subject: Children and Minors; Health Care; Health Care Professionals; Hospitals
Type: Original
Date: February 10, 2004

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
General Revenue	(\$9,854)	(\$12,180)	(\$12,544)
Total Estimated Net Effect on General Revenue Fund	(\$9,854)	(\$12,180)	(\$12,544)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Social Services** state this proposal would not fiscally impact their agency.

Officials from the **Department of Health and Senior Services (DOH)** state that this proposal would require the DOH to establish an educational program to train hospital staff on Shaken Baby Syndrome and the mandated new parent education.

The DOH notes that the Children's Trust Fund (CTF) currently prepares and distributes materials on Shaken Baby Syndrome.

The DOH states the Unit of Genomics and Newborn Health in the DOH would need a .50 FTE Health Educator III whose responsibilities would include developing an educational program, working with CTF on public awareness, distributing educational materials, and providing assistance by phone to parents.

Oversight assumes the DOH could absorb the costs related to a .5 FTE.

DOH states expense and equipment for brochures, commitment forms, and mailing would be

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ASSUMPTION (continued)

approximately \$9,854 in FY 05, \$12,180 in FY 06, and \$12,544 in FY 07.

Officials from **Audrain Medical Center** assume the costs related to providing and explaining the statement and forms would be approximately \$2,100 per year.

Officials from **Barton County Memorial Hospital** assume costs related to instruction would be approximately \$500 per year.

Oversight assumes the cost related to preparing the information and forms would be DOH costs. **Oversight** assumes the hospitals would be required to only distribute the information and require the commitment statement be signed. Therefore, **Oversight** assumes the hospitals could absorb this cost.

Officials from the **Secretary of State Office (SOS)** state this proposal requires the Department of Health and Senior Services to establish a program to focus on awareness, education and prevention of shaken baby syndrome. The proposal instructs hospitals and birth centers to provide free of charge educational and instructional materials regarding shaken baby syndrome. The DOH would promulgate rules to implement these provisions which would result in the SOS publishing rules in the *Missouri Register* and the *Code of State Regulations*. Based on experience with other divisions, the rules, regulations and forms issued by the Department of Health and Senior Services could require as many as 12 pages in the *Code of State Regulations*. For any given rule, roughly half again as many pages are published in the *Missouri Register* as in the Code because cost statements, fiscal notes and the like are not repeated in Code. These costs are estimated. The estimated cost of a page in the *Missouri Register* is \$23. The estimated cost of a page in the Code is \$27. The actual cost could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded or withdrawn. The SOS estimates the cost for FY 05 only to be \$738.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
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GENERAL REVENUE

Costs - Department of Health and Senior Services

Program costs	<u>(\$9,854)</u>	<u>(\$12,180)</u>	<u>(\$12,544)</u>
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ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(\$9,854)</u>	<u>(\$12,180)</u>	<u>(\$12,544)</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
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<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

Hospitals which are small businesses could be fiscally impacted by this proposal.

DESCRIPTION

This proposal creates the Shaken Baby Syndrome Education Act of 2004. In its main provisions, the proposal:

- (1) Requires the Department of Health and Senior Services to establish and develop rules to implement an educational and awareness program concerning shaken baby syndrome;
- (2) Contains various definitions for "shaken baby syndrome," "infant," "birth center," and "commitment statement";
- (3) Requires the department to distribute understandable information and instructional materials regarding shaken baby syndrome which include the medical effects on newborns, infants, and young children;
- (4) Allows parents, adoptive parents, and legal guardians to voluntarily sign a commitment statement prior to discharge from a birth center or hospital indicating an understanding of the

Description (continued)

materials provided on shaken baby syndrome;

(5) Requires the information and instructional materials concerning shaken baby syndrome be provided to parents and guardians without cost by licensed birth centers and hospitals; and

(6) Requires the department to improve the capacity of home and community-based services available to victims of shaken baby syndrome. In addition, the department is required to work with appropriate local and state agencies, community and business leaders, and organizations in order to maximize public and private resources concerning the prevention of shaken baby syndrome.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Social Services
Department of Health and Senior Services
Audrain Medical Center
Barton County Memorial Hospital
Secretary of State Office



Mickey Wilson, CPA
Director
February 10, 2004