

Revised based on amendments adopted through 2-23-16

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2016-17		FY 2017-18	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	499,977	133,313 to 223,457	469,767	69,057 to 115,752
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	499,977	133,313 to 223,457	469,767	69,057 to 115,752

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

This bill establishes the Home Care Consumer Bill of Rights Act. The Act provides for certain protections and rights for individuals receiving home care services. The Attorney General would enforce violations of the Act.

The Attorney General will need an attorney. The cost will be \$90,390 in FY 17 and \$92,186 in FY 18. The cost will be from cash funds from the State Settlement Fund.

The bill as amended provides for the establishment of a memory care endorsement for licensed health care facilities or services. The Department of Health and Human Services is required to examine rates for the care of persons with cognitive impairment or dementia and make recommendations regarding higher or supplemental rates at a savings to the Medicaid Program.

The Department of Health and Human Services would need a facility surveyor and office clerk to issue the endorsements. The cost would be \$103,111 in FY 17 FY 18. The costs would be paid from fees. The requirement that the department is to make recommendations for higher rates at a savings to the Medicaid Program could have an impact, but it cannot be determined at this time, as the recommendation is unknown.

The bill as amended requires any provider with a high categorical risk level as determined by the Centers for Medicare and Medicaid or the Nebraska Medicaid Program to have a criminal history record check. This requirement applies to providers who are individuals or any individual with at least 5% direct or indirect ownership interest. The costs of the criminal history records check would be paid by the individual being screened.

An estimated 4,600 criminal records check would be required in FY 17 and 2,400 in FY 18 according to the information the Department of Health and Human Services provided to the State Patrol. The State Patrol would need to add eight staff to handle the volume. Additionally, two additional Live-Scan machines would need to be purchased. The estimated cost for the Patrol is \$396,866 GF in FY 17 and \$274,470 GF in FY 18. The fees that would be generated under the current fee of \$28.75 is \$133,313 in FY 17 and \$69,057 in FY 18. Under a proposed fee structure, the revenue would be \$223,457 in FY 17 and \$115,752 in FY 18.