

PREPARED BY: Liz Hruska
 DATE PREPARED: February 13, 2020
 PHONE: 402-471-0053

LB 783

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2020-21		FY 2021-22	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	\$41,134		\$73,268	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$41,134		\$73,268	

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

This bill changes the definition of ambulatory surgical center to one in which overnight stays are allowed if anesthesia is administered to the patient.

There are 54 ambulatory service centers. Health care facilities which provide overnight stays have additional requirements for physical plant, food safety and the environment. An additional nursing services surveyor would be needed to complete annual inspections. The cost for personnel and operating costs would be \$41,134 in FY 2021 and \$73,268 in FY 2022. The costs would be paid from licensing fees.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 783 AM:	AGENCY/POLT. SUB: Department of Health and Human Services (DHHS)	
REVIEWED BY: Elton Larson	DATE: 1/24/2020	PHONE: (402) 471-4173
COMMENTS: DHHS analysis and estimate of fiscal impact appear reasonable.		

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) Mike Michalski

Date Prepared 1-10-2020

Phone: (5) 471-6719

	<u>FY 2020-2021</u>		<u>FY 2021-2022</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	\$43,935	\$0	\$87,871	\$0
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$43,935	\$0	\$87,871	\$0

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

LB 783 amends the current definition of an Ambulatory Surgical Center (ASC) in the Health Care Facility Licensure Act to allow patients to be admitted and discharged within the same working day if no anesthesia is administered or within 24 hours after the introduction of anesthesia. Currently, 175 NAC 7 Health Clinic licensure regulations for ASCs do not allow patients to stay after midnight, regardless of anesthesia use.

LB 783 would require the Department of Health and Human Services (DHHS) to consider ASCs as overnight facilities should patients be allowed to stay past midnight. Overnight facilities are subject to additional inspections, such as the physical plant and environment for proper size, space and services; food safety – the food code has to be enforced if they provide something other than prepackaged snacks; policies and procedures; and proper overnight staffing.

Currently, there are (48) ASCs Medicare certified and (6) ASCs that do not provide care to Medicare patients.

DHHS have 2 (two) staff members trained to conduct ASC surveys, in addition to surveys of other health care facilities. LB 783 would place additional workload burden on the Acute Care Office survey staff. This estimate includes the addition of (1) FTE Nursing Services Surveyor Consultant in order to complete the additional work on an annual basis.

The cost of LB 783 would be included in the licensing and inspections fees and considered when re-adjusting rates in the future.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	NUMBER OF POSITIONS		2020-2021	2021-2022	
	POSITION TITLE	20-21	21-22	EXPENDITURES	EXPENDITURES
X62580	Nursing Services Surveyor Consultant	.5	1.0	\$25,338	\$50,675
Benefits.....				\$7,796	\$15,593
Operating.....				\$10,802	\$21,603
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
TOTAL.....				\$43,935	\$87,871