

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2031 - SB 1703

March 28, 2011

SUMMARY OF BILL: Exempts from the provisions of the practice of nursing a company that does not receive government reimbursement and performs adult daily living acts for private individuals. Requires such company to be properly bonded and insured; maintain a drug free workplace; require background checks for any employee who will be in the client's home; and has a signed waiver from the client or the client's attorney in fact.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The companies which meet the requirements of the bill will need to be licensed as home health agencies by the Board for Licensing Health Care Facilities. The number of companies that will receive this licensure is unknown but is estimated to be nominal. The licensure fee paid by the companies will cover the cost of processing the applications.
- The Board staff and the Department of Health surveyors will ensure compliance with the provisions of this bill. This will result in a not significant increase in expenditures and can be accommodated within existing resources.
- The Board of Nursing will not incur any impact to revenue or expenditures for the exemptions of these companies from nursing regulations.
- Pursuant to Tenn. Code Ann. §§ 4-3-1011 and 68-11-216, all health-related boards are required to be self-supporting over a two-year period. As of June 30, 2010, the Board for Licensing Health Care Facilities had a balance of \$392,654.16. The Board of Nursing had a balance of \$346,921.17 in FY09-10 and a deficit of \$143,117.02 in FY08-09. As of June 30, 2010, the Board of Nursing's cumulative balance was \$322,946.32.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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