

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 78

February 2, 2019

SUMMARY OF BILL: Increases, from \$500 to \$1,000 for a first violation, and from \$1,000 to \$1,500 for a second violation, the minimum civil penalty for a physician or any person who knowingly fails to comply with the reporting requirements of the *Child Rape Protection Act of 2006*.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-15-210(d)(1)-(2), the current civil penalty assessed by a provider's health related board (HRB) for failure to comply with this Act is \$500 for a first violation and \$1,000 for a second violation.
- Based on information provided by the Department of Health (DOH), no civil penalties have ever been assessed by an HRB for failure to comply with this Act; therefore, any fiscal impact is estimated to be not significant.
- Pursuant to Tenn. Code Ann. § 4-29-121, all HRBs are required to be self-supporting over a two-year period. The HRBs had an annual surplus of \$3,609,723 in FY16-17, an annual surplus of \$3,621,024 in FY17-18, and a cumulative reserve balance of \$34,646,763 on June 30, 2018.

CERTIFICATION:

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

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

/vlh