

**FISCAL NOTE**  
**Requested by Legislative Council**  
03/09/2007

Amendment to: Engrossed  
HB 1505

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

|                | 2005-2007 Biennium |             | 2007-2009 Biennium |             | 2009-2011 Biennium |             |
|----------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
|                | General Fund       | Other Funds | General Fund       | Other Funds | General Fund       | Other Funds |
| Revenues       |                    |             |                    |             |                    |             |
| Expenditures   |                    |             | \$9,551            |             | \$4,234            |             |
| Appropriations |                    |             |                    |             |                    |             |

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

| 2005-2007 Biennium |        |                  | 2007-2009 Biennium |        |                  | 2009-2011 Biennium |        |                  |
|--------------------|--------|------------------|--------------------|--------|------------------|--------------------|--------|------------------|
| Counties           | Cities | School Districts | Counties           | Cities | School Districts | Counties           | Cities | School Districts |
|                    |        |                  |                    |        |                  |                    |        |                  |

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

This bill requires the Health Council to adopt rules to regulate any person that received compensation for engaging in the practice of tattooing, body piercing, or scarification.

The amendment allows the department to collect the fees and deposit them in our operating fund.

**B. Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

The rules are to establish health and safety requirements and limitations to the age of an individual who may receive these services and prohibit any practice that is determined to be unsafe or a threat to public health. While there is no mention of inspections within the proposed legislation, there is no way to enforce the provisions in this bill without inspection of the services provided. The costs included in this fiscal note include staff time for rules development and inspection of approximately 20 practices of these services annually. Ear piercing was not included as body piercing and the number would need to be adjusted if the intent is to include ear piercing. It is also assumed that the cities and counties that are currently regulating these individuals would continue to do so rather than the department of health. If the department is given the authority to collect fees and place them in our operating fund, the cost of the project could be other funds rather than general funds.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

The fee for licensure of these individuals is not addressed in this bill and therefore would need to be determined. A determination would also need to be made if the revenue would need to be sufficient to cover the entire costs of rules development and implementation of the requirements.

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

During the 2007-2009 biennium, it is anticipated that it will take approximately 340 hours of staff time for rules development and implementation and public hearing costs. It is anticipated that the costs during the 2007-2009

biennium would be \$9,551.

As development will occur prior to the 2009-2011 biennium, it is anticipated that the expenditures for ongoing operation of this program will be less at approximately \$4,234 for the biennium.

**C. Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Funds for this project are not included in the Department's Appropriation bill (HB 1004). The department would need these funds appropriated to carry out these responsibilities.

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|----------------------|----------------|-----------------------|-------------------|
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