

AMENDED

This fiscal note is limited to the fiscal impact upon the Office of Attorney General

FISCAL NOTE

(Return in triplicate)

Bill/Resolution No.: SB 2295 Amendment to:

Requested by Legislative Council Date of Request: 3-19-93

- 1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, and cities.

Narrative: This bill has been substantially amended since the fiscal note previously prepared by the Office of Attorney General on January 29, 1993. The bill now places the decision making authority with the Department of Health and Consolidated Laboratories. However, it remains the responsibility of the Attorney General to review, investigate and respond to the applications for certificate of public advantage as they are submitted. Additionally, the Attorney General has the authority to seek to enjoin certificates of public advantage which the Attorney General finds unacceptable. The estimates contained below are speculative because the process of state approval of cooperative agreements between health care providers is a new one. Insofar as I am aware, no state has experience with the review, analysis, and issuance or denial of a certificate. Once again we rely on the Maine model as a basis for these estimates. Our underlying assumption is that implementation of this legislation would require the addition of 1/2 FTE in the Consumer Fraud & Antitrust Section of the Attorney General's office as well as expert economic analysis of an estimated 4 proposed cooperative agreements submitted during the biennium.

The legislation has a sunset clause for June 30, 1995, so no fiscal estimate is submitted for the 1995-97 biennium. It should be noted that while the bill, as presently amended, provides for a funding assessment to be deposited in the general fund, there is no appropriation to the Attorney General to cover the costs identified in this fiscal note.

- 2. State fiscal effect in dollar amounts:

Table with 3 columns: 1991-93 Biennium, 1993-95 Biennium, 1995-97 Biennium. Each column has sub-columns for General Fund and Special Funds. Rows include Revenues and Expenditures.

- 3. What, if any, is the effect of this measure on the appropriation for your agency or department:

- a. For rest of 1991-93 biennium: unknown
b. For the 1993-95 biennium: \$82,450 increase
c. For the 1995-97 biennium: -0-

4. County and City fiscal effect in dollar amounts:

1991-93 Biennium	
<u>Counties</u>	<u>Cities</u>
-0-	-0-

1993-95 Biennium	
<u>Counties</u>	<u>Cities</u>
-0-	-0-

1995-97 Biennium	
<u>Counties</u>	<u>Cities</u>
-0-	-0-

If additional space is needed,
attach a supplemental sheet.

Date Prepared: 3-23-93

Signed 

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