

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: 4-12-93

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

Narrative: Even though the bill has been amended, our estimate of the fiscal impact remains the same as it was on our March 19, 1993, fiscal note. This bill splits responsibility for issuing certificates of public advantage between the Department of Health and Consolidated Laboratories and the Attorney General's office. It is 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:

	<u>1991-93</u> <u>Biennium</u>		<u>1993-95</u> <u>Biennium</u>		<u>1995-97</u> <u>Biennium</u>	
	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>	<u>General</u> <u>Fund</u>	<u>Special</u> <u>Funds</u>
Revenues:	-0-	-0-	-0-	-0-	-0-	-0-
Expenditures:	Unknown	-0-	\$82,450	-0-	-0-	-0-

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
Counties Cities
-0- -0-

1993-95
Biennium
Counties Cities
-0- -0-

1995-97
Biennium
Counties Cities
-0- -0-

If additional space is needed,
attach a supplemental sheet.

Date Prepared: 4/12/93

Signed David W Huey
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Department Atty General
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