



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2023 Biennium

Bill # HB0217

Title: Provide for licensure of genetic counselors

Primary Sponsor: Buttrey, Edward

Status: As Introduced

- Significant Local Gov Impact
 Needs to be included in HB 2
 Technical Concerns
 Included in the Executive Budget
 Significant Long-Term Impacts
 Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2022 Difference</u>	<u>FY 2023 Difference</u>	<u>FY 2024 Difference</u>	<u>FY 2025 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$51,762	\$39,193	\$39,781	\$40,378
Revenue:				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$51,762	\$39,193	\$39,781	\$40,378
Net Impact-General Fund Balance:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

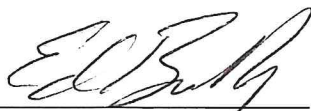
Description of fiscal impact: HB 217 establishes a new licensing program under the Department of Labor and Industry for Genetic Counselors in Montana. The program will establish licensure requirements, provide services for license application and renewal, temporary licenses for active candidates who are waiting to take the national certification exam, and compliance services. The fiscal impact of this bill includes rulemaking costs for implementation, expenses for programming and database changes necessary to establish a new license, including a temporary license, application, renewal, and compliance record, costs to create a website and forms for the program including online application, renewal and licensee lookup services, and costs for additional personal services to conduct licensing and regulatory work for the program.

FISCAL ANALYSIS

Assumptions:**Department of Labor and Industry**

1. The department will draft rules to implement this legislation. It is assumed there will be at least a 12-page rule notice and five-page adoption notice. Costs for printing and publication will be billed to the program from the Secretary of State in the amount of \$1,020.
2. The department will hold a rule hearing to allow for public comment that will be two hours maximum utilizing a hearing officer to conduct the hearing and a court reporter to record comments and produce a transcript. The estimated cost is \$449, including a hearing officer and a court reporter.
3. The program will notify any stakeholders or interested parties by email to direct them to the program website to review the notice and offer comments if desired. Some interested parties or stakeholders desire notification by postal mail, but because this is an unknown, no assumption of cost is made at this time. This cost
4. The program will use department legal services to draft the rule notice, respond to any comments received, and prepare the adoption. The department's legal unit rule reviewer will also assist in reviewing rules prior to publishing. It is estimated the program will use a minimum of 100 hours of legal time to accomplish this for a cost of \$9,700.
5. Total rulemaking costs in the first year of the biennium would be \$11,169.
6. The department will create a new license record in the licensing database, including application, temporary license, renewal, and compliance. The department will create forms for online application, renewals and licensee update information and establish the license records in online licensee lookup for the public. The department will be assisted in this by the Technology Services Division (TSD), and TSD will bill the program through the Business Standard's Division for these services.
7. It is estimated TSD will spend 300 hours on analysis, design, development, programming, scripting, reports, and training, to set up the necessary records for this new program for a total cost of \$25,200. Because TSD does not foresee having to add additional staff to perform these tasks, this cost, while it will affect program cash, will likely be absorbed by current division appropriation for technology services and so costs are not included in the expense and revenue tables.
8. It is estimated this new license type could result in 200 licensees on average. This is based on current licensing numbers in North Dakota and Idaho where licensing for this profession has occurred in the past ten years.
9. The addition of a new program will result in increased workload for the Business Standards Division. The division will need an additional 0.50 FTE Program Specialist. The total cost is estimated at \$40,593 including \$1,400 for office set up and computer, \$3,153 for indirect costs (noted in the expense/revenue tables under operating costs) and salary and benefits of \$36,040. Costs in the second and subsequent years, are estimated at \$39,193 for salary, benefits, and indirect costs.
10. Initial license and renewal fees will be set commensurate with costs. As an example, license fees in Idaho started at \$500 and have steadily decreased as licensee numbers have increased and costs have amortized, however licensing fees in general correlate with compliance and technology costs, which cannot be predicted without any history for this license type.
11. A 1.5% per year inflation factor has been added for the 2025 biennium.

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
<u>Fiscal Impact:</u>				
FTE	0.50	0.50	0.50	0.50
<u>Expenditures:</u>				
Personal Services	\$36,040	\$36,040	\$36,580	\$37,129
Operating Expenses	\$15,722	\$3,153	\$3,201	\$3,249
TOTAL Expenditures	<u>\$51,762</u>	<u>\$39,193</u>	<u>\$39,781</u>	<u>\$40,378</u>
<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$51,762	\$39,193	\$39,781	\$40,378
TOTAL Funding of Exp.	<u>\$51,762</u>	<u>\$39,193</u>	<u>\$39,781</u>	<u>\$40,378</u>
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$51,762	\$39,193	\$39,781	\$40,378
TOTAL Revenues	<u>\$51,762</u>	<u>\$39,193</u>	<u>\$39,781</u>	<u>\$40,378</u>
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0



Sponsor's Initials

1/28/21

Date

KA

Budget Director's Initials

1/27/21

Date