

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 281** HLS 18RS 219

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> March 23, 2018 2:20 PM	<b>Author:</b> MORENO
<b>Dept./Agy.:</b> LDH/Medicaid	<b>Analyst:</b> Shawn Hotstream
<b>Subject:</b> nursing homes	

NURSING HOMES OR SEE FISC NOTE GF EX Page 1 of 1  
Authorizes nursing home residents or their qualified surrogates to have monitoring devices installed in those residents' rooms

Proposed law implements the Nursing Home Virtual Visitation Act. Proposed law provides that a resident of a nursing home or a surrogate may authorize the installation and use of a monitoring device in a nursing home under certain conditions. As one condition of installation, the resident is required to pay for the monitoring device and all installation and maintenance costs associated with the device. Proposed law provides for requirements of the the nursing home, including making accommodations to meet the resident's request, if possible. Proposed law provides for a standard consent form used to request installation and use of a monitoring device. Proposed law provides for criminal penalties and fines for any person that knowingly violates provisions of this law. Proposed law provides that before January 1, 2019, each nursing home licensed by the LDH shall provide to each resident of the nursing home a form prescribed by the department explaining the provisions of the Nursing Home Virtual Visitation Act.

<b>EXPENDITURES</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>						

<b>REVENUES</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>5 -YEAR TOTAL</b>
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Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b>\$0</b>
<b>Annual Total</b>						

**EXPENDITURE EXPLANATION**

The Louisiana Department of Health anticipates additional complaints to the Health Standards Section to the extent nursing home residents install visual monitoring devices in their rooms. Additional workload in Health Standards will depend on the number of annual complaints. Although the number of residents that may authorize and install such devices is indeterminable, the department anticipates 250 new complaints annually, projecting additional staff.

The Health Standards section estimates each complaint would require an average of 54 hours of work/review/investigation. Assuming 250 new complaints (27 to 30 per field office) at 54 hours per complaint, the Health Standards section would realize a increased workload of approximately 13,500 hours. Based on the estimated hours, LDH assumes the need for 5 new employees, at a total personnel expense (salary and related benefits) of \$527,547 (3 surveyors @ \$115,144 each, 1 Program Manager @ \$131,820, and 1 clerical position @ \$50,295 annually). Should the LDH estimate of complaints be significantly less than is reflected, the additional workload shall be absorbed with existing staff.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

*Evan Brasseaux*  


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**Evan Brasseaux**  
**Staff Director**