

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 350** HLS 14RS 1143

Bill Text Version: **REENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 20, 2014	1:55 PM	Author: BISHOP, STUART
Dept./Agy.: DHH		Analyst: Shawn Hotstream
Subject: Louisiana Healthcare Consumer's Right to Know		

HEALTH CARE

RE NO IMPACT See Note

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Adds conditions and protections relative to use of patient health care data to the La. Health Care Consumers' Right to Know law

Present law provides for data collection of provider specific health care cost, quality, and outcome data on health care facilities, providers, and insurance plans under the Consumer Right to Know Act.

Proposed law requires DHH to maintain a computerized database of personal health information of consumers in a secure environment in compliance with federal laws providing for the security of the system containing such data. Proposed law provides that in the event of a data breach, the department notify each member of the state whose personal information was believed to be acquired by an unauthorized person. Proposed law requires that any data elements that are required to be collected by DHH be approved by the Health Data Panel. Proposed law further provides that all data requests submitted to DHH be reviewed and approved by the Health Data Panel.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

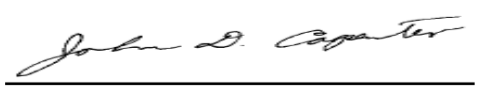
There is no anticipated direct material effect on governmental expenditures as a result of this measure. Current law (R.S. 40:1300.111) provides for the Consumer Right to Know Act, which authorizes the Department of Health and Hospitals (with feedback from a health data panel) to collect certain data elements for a consumer's comparison of costs for specific healthcare services and quality of care measures between medical facilities, health care providers, and health plans. Costs associated with the original Consumer Right to Know Act include vendor costs associated with data collection and data cleansing (organizing provider information into meaningful data for reporting purposes). This measure appears to only provide for additional conditions and patient protections relative to the use of patient healthcare data required to be collected by DHH under the Right to Know Act.

Specifically, the department is required to ensure patient data confidentiality relative to to patient health information of consumers by maintaining a secure database, and conditions any changes in mandatory health care data elements to be collected or methodology by which data is to be reported by health care providers and health plans upon approval by a majority vote of the members of the Health Data Panel. In addition, the bill clarifies the specific information that can be released to outside party or subcontractor.

REVENUE EXPLANATION

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

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|---|----------------------------|--------------|--|
| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |


John D. Carpenter
Legislative Fiscal Officer