

LEGISLATIVE FISCAL OFFICE

Fiscal Note



Fiscal Note On: **HB 68** HLS 14RS 539
 Bill Text Version: **ENROLLED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

| | | |
|---------------------------------------------------|---------|----------------------------|
| Date: June 4, 2014 | 1:27 PM | Author: BURNS, TIM |
| Dept./Agy.: Division of Administrative Law | | Analyst: Drew Danna |
| Subject: Appeals hearings for DHH | | |

ADMIN LAW/DIVISION EN NO IMPACT See Note Page 1 of 1

Provides that certain appeals and hearings formerly conducted by the bureau of appeals of the Dept. of Health and Hospitals shall be conducted by the division of administrative law

Requires health and hospitals to delegate appeals functions to the division of administrative law.

Provides for appeals hearings of MEDICAID benefit terminations to be transferred to the Division of Administrative Law, except where such functions and adjudication is specifically prohibited by federal law.

| 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> | <u>\$0</u> |
| 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> | <u>\$0</u> |
| 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. The bill serves as a technical amendment to Act 683 of 2010, which initially transferred appeals cases from DHH to DAL. The current statute erroneously provides that appeals shall be heard in the Bureau of Appeals, which ceased to exist January 1, 2011. The appeals are currently being heard by the Division of Administrative Law, therefore, the language of the statute will be revised to reflect these changes.

Note: In FY 13 DAL docketed 5,315 Health and Hospitals cases. Based on the current caseload from January and February 2014, there is expected to be a 20% increase in docketed cases for FY 14.

REVENUE EXPLANATION

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

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|-----------------------------------------------------------------------------|----------------------------|--------------------------------------------------------------------------------------------|-------------------------------------------------------------------------|---------------------------------------------|
| Senate | <u>Dual Referral Rules</u> | House | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} | Evan Brasseaux Staff Director |
| <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} | | |