EXHIBIT 8
DATE 3-23-07
HB 665

# FISCAL NOTE

**Bill #:** HB0461 **Title:** Licensure of athletic trainers

**Primary Sponsor:** Arntzen, E **Status:** As Introduced

Sponsor signature Date David Ewer, Budget Director Date

## Fiscal Summary

| | FY 2006 Difference | FY 2007 Difference |
|---|---|---|
| **Expenditures:** | | |
| General Fund | $0 | $0 |
| State Special Revenue | $19,148 | $15,084 |
| **Revenue:** | | |
| General Fund | $0 | $0 |
| State Special Revenue | $55,500 | $1,500 |
| **Net Impact on General Fund Balance:** | $0 | $0 |

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

## Fiscal Analysis

ASSUMPTIONS:

1. Section 1 creates a new Board of Athletic Trainers, consisting of five members appointed by the governor.
2. Because the licensing program is new, the department estimates the board will meet at least six days (three 2-day meetings) in FY 2006 (initial organizational meeting, formal approval and submission of draft rules meeting, and final action on proposed new rules meeting) and at least four days (two 2-day meetings) in FY 2007.
3. Per diem associated with the FY 2006 meetings is estimated at $1,500 (6 days X $50 X 5 members). Travel costs associated with the FY 2006 meetings is estimated at $963 lodging (3 nights X $64.20 X 5 members), $690 meals ($23 X 6 days X 5 members), and $3,038 mileage (500 miles round trip X 5 members X 3 meetings X 0.405 per mile).
4. Per diem associated with the FY 2007 meetings is estimated at $1,000 (4 days X $50 X 5 members). Travel costs associated with the FY 2007 meetings is estimated at $642 lodging (2 nights X $64.20 X 5 members), $460 meals ($23 X 4 days X 5 members), and $2,025 mileage (500 miles round trip X 5 members X 2 meetings X 0.405 per mile).
5. The department estimates that each of the five members will participate in one day-long conference call each year of the 2007 biennium. The estimated cost of the call is $250 per diem ($50 X 5 members).

6. The department would send one board member to a four-day national or regional conference each year of the 2007 biennium, at an estimated annual cost of $1,707, consisting of $600 airfare, $495 lodging ($165 X 3 nights), $112 meals ($28 X 4 days), $200 per diem ($50 X 4 days), and $300 registration fee.
7. The cost of developing, proposing and adopting administrative rules for the new program is estimated at $2,000 (30 MAR pages X $40 per page, $500 printing and mailing costs to 250 interested parties, and $300 long distance telephone charges) in FY 2006.
8. The department assumes it would absorb program and legal workload with existing staff.
9. The department estimates it would cost approximately $9,000 in each year of the 2007 biennium for contracted services, supplies, telephone long-distance fees, application development and printing, website updating and development, database updating, and postage.
10. The department estimates that 185 individuals will apply for and receive licenses in FY 2006 and that 5 individuals will apply for and receive licenses in FY 2007. Because Section 5 creates a three-year license, renewal fees (estimated at $300 each) are not anticipated until FY 2009.
11. Because of the three-year renewal cycle required under HB 461, the department estimates initial license fees at $300 per applicant in order to receive sufficient revenues to fund expenditures over a three-year period. Based upon this amount, the department estimates it would receive $55,500 in FY 2006 (185 X $300), and $1,500 in FY 2007 (5 X $300).

FISCAL IMPACT:

| | FY 2006 Difference | FY 2007 Difference |
|---|---|---|
| Expenditures: | | |
| Per Diem | $1,950 | $1,450 |
| Operating Expenses | $17,198 | $13,634 |
| Funding of Expenditures: | | |
| State Special Revenue (02) | $19,148 | $15,084 |
| Revenues: | | |
| State Special Revenue (02) | $55,500 | $1,500 |
| Net Impact to Fund Balance (Revenue minus Funding of Expenditures): | | |
| State Special Revenue (02) | $36,352 | ($13,584) |

EFFECT ON COUNTY OR OTHER LOCAL REVENUES OR EXPENDITURES:

1. Prosecutions pursuant to HB 461, section 7, are the responsibility of local governments (i.e., counties and cities).

TECHNICAL NOTES:

1. Section 6 provides that an individual may not advertise or use the titles listed in (1)(b) without a license. However, it is unclear whether an unlicensed individual who does **not** use the titles listed in (1)(b) may perform the functions of an athletic trainer.
2. Section 2 (1) defines "athletic injury" as an injury sustained by a "physically active individual." It is unclear whether athletic trainer services may be provided to **any person** who suffers an injury, or requires prevention, recognition, assessment, management, treatment, disposition, or rehabilitation, as a result of **any** activity, rather than just to an athlete.
3. Section 4 (3)(a) is unclear whether "at least equal" is meant to preclude "substantially equivalent".

4. There is a conflict between the 3-year license period provided for by section 5 (1), the 90-day license period provided for by section 4 (2)(b), and the 5-year license period provided by section 4 (4). The conflict would be eliminated if section 5 started "Except for temporary licenses issued pursuant to [section 4], and . . . ."