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FISCAL NOTE

Drafting Number: LLS 19-0373 Date: March 4, 2019
Prime Sponsors: Sen. Todd Bill Status: Senate HHS
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Bill Topic: SUNSET CONTINUE DIALYSIS CLINIC & TECHNICIAN REGULATION

- Summary of Fiscal Impact:
[x] State Revenue [ ] TABOR Refund
[x] State Expenditure [ ] Local Government
[ ] State Transfer [ ] Statutory Public Entity

Sunset bill. This bill continues the regulation of dialysis care in the Department of Public Health and Environment, which is scheduled to repeal on September 1, 2019. State fiscal impacts under the bill include only the continuation of the program's current revenue and expenditures. The program is continued through September 1, 2026.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Table 1
State Fiscal Impacts Under SB-145\*

Table with 3 columns: Category, FY 2019-20, FY 2020-21. Rows include New Impacts (Revenue, Expenditures, TABOR Refund) and Continuing Program Impacts (Revenue, Expenditures, TABOR Refund).

\* Table 1 shows the new impacts resulting from changes to the program under the bill, and the continuing impacts from extending the program beyond its current repeal date. Because the bill continues a program without making any changes, there are no new impacts. The continuing program impacts will end if the bill is not passed and the program is allowed to repeal.

## **Summary of Legislation**

This bill continues the regulation of dialysis treatment clinics and hemodialysis technicians in the Department of Public Health and Environment (CDPHE) from September 1, 2019, to September 1, 2026, and deletes obsolete language.

## **Background**

Dialysis performs the function of the kidneys and is the most common treatment for end-stage renal disease. Patients with end-stage renal disease must undergo dialysis for the rest of their lives unless they receive a kidney transplant. The CDPHE regulates dialysis clinics which, in turn, are required to ensure that all hemodialysis technicians they employ are credentialed by a national credentialing program and supervised by a licensed physician or licensed professional nurse. Colorado has 82 licensed dialysis centers with a total of 1,346 dialysis stations. Dialysis centers pay an initial license fee of \$5,140, and a renewal fee based on the size of the facility ranging from \$1,600 to \$3,435.

## **Continuing Program Impacts**

Based on the department's FY 2019-20 budget request, the CDPHE is expected to have annual revenue of approximately \$200,000 and expenditures of \$131,000 to administer the regulation of dialysis treatment clinics and hemodialysis technicians. If this bill is enacted, current revenue and expenditures will continue for the program starting in FY 2020-21. This continuing revenue is subject to the state TABOR limits. If this bill is not enacted, the program will end on September 1, 2020, following a wind-down period, and state revenue and expenditures will decrease starting in FY 2020-21 by the amounts shown in Table 1.

## **Effective Date**

The bill takes effect August 2, 2019, if the General Assembly adjourns on May 3, 2019, as scheduled, and no referendum petition is filed.

## **State and Local Government Contacts**

Public Health and Environment