



Legislative
Council Staff

Nonpartisan Services for Colorado's Legislature

HB 19-1041

FINAL FISCAL NOTE

Drafting Number:	LLS 19-0575	Date:	May 9, 2019
Prime Sponsors:	Rep. Buckner Sen. Rodriguez	Bill Status:	Signed into Law
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Bill Topic: REQUIRE SURGICAL SMOKE PROTECTION POLICIES

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input checked="" type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill requires hospitals and surgical centers to implement a policy to evacuate surgical smoke during medical procedures. Beginning in FY 2021-22, it will minimally increase state workload.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the enacted bill.

Summary of Legislation

This bill requires health facilities that perform surgery (hospitals and ambulatory surgical centers) to adopt and implement a policy to use a surgical smoke evacuation system during any procedure using energy-generating surgical medical devices that produce a gaseous byproduct known as surgical smoke. The policy must be implemented by May 1, 2021.

State Expenditures

The bill minimally increases state agency workload, and may increase costs, as described below.

Colorado Department of Public Health and Environment. The Colorado Department of Public Health and Environment will have a minimal workload increase to verify compliance with the surgical smoke policy beginning in FY 2021-22. The department can include this work as part of its existing facility survey process; therefore, this workload can be accomplished within existing appropriations.

Health facilities. To the extent that any health facilities operated by institutions of higher education or other state agencies are required to acquire new equipment for surgical facilities in order to comply with the rules concerning surgical smoke, costs will increase. These potential costs will vary by facility and have not been estimated.

Local Government

Similar to the health facility impact discussed in the State Expenditures section, any local governments that operate hospital or other surgical facilities may have costs to comply with the surgical smoke rules required under the bill. These costs will vary by facility and have not been estimated.

Effective Date

The bill was signed into law by the Governor on March 28, 2019, and takes effect August 2, 2019, assuming no referendum petition is filed.

State and Local Government Contacts

Counties
Information Technology

Higher Education
Public Health and Environment