

2007 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: SB 337 **STATUS:** A-Engrossed
SUBJECT: Reporting to health professional regulatory boards
GOVERNMENT UNIT AFFECTED: Board of Medical Examiners, State Board of Nursing, Board of Optometry, Board of Dentistry, Board of Naturopathic Examiners and Department of Consumer and Business Services
PREPARED BY: Dawn Farr
REVIEWED BY: Deborah Manthe and Robin LaMonte
DATE: April 23, 2007

EXPENDITURES: See Comments.

REVENUES: See Comments.

EFFECTIVE DATE: On Passage.

GOVERNOR'S BUDGET: This bill is not anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

COMMENTS: The bill modifies definitions and provisions related to reporting medical malpractice claims to licensing boards; modifies definitions related to in Board of Medical Examiners incompetence investigations and reporting provisions; and, expands the Board of Medical Examiners authority to impose civil penalties. Penalties recovered are credited to the Rural Health Services Fund.

The Board of Medical Examiners, State Board of Nursing, Board of Optometry, Board of Dentistry, and Board of Naturopathic Examiners anticipate that the bill may have an impact on agency rules, policies and procedure; however, the additional workload is anticipated to be minimal and can be absorbed with existing resources.

The bill grants the Board of Medical Examiners additional authority to collect civil penalties related to reporting that is not provided to the other Boards. The Department of Justice indicates that the General Counsel Division will work with the boards in interpreting and implementing the legislation. The potential revenue generated from civil penalties is indeterminate and expected to be minimal.

The Department of Consumer and Business Services anticipates that minimal work will result from implementation of the bill and concludes that the bill will have no fiscal impact on the agency.