

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301  
Indianapolis, IN 46204  
(317) 233-0696  
<http://www.in.gov/legislative>

**FISCAL IMPACT STATEMENT**

**LS 6823**

**BILL NUMBER:** HB 1457

**NOTE PREPARED:** Mar 22, 2007

**BILL AMENDED:** Mar 22, 2007

**SUBJECT:** Birth Problems Registry.

**FIRST AUTHOR:** Rep. Klinker

**FIRST SPONSOR:** Sen. C. Lawson

**BILL STATUS:** 2<sup>nd</sup> Reading - 2<sup>nd</sup> House

**FUNDS AFFECTED:**  **GENERAL**  
 **DEDICATED**  
 **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill requires the State Department of Health to issue registrations and maintain a registry for out-of-state mobile health care entities. It also requires out-of-state mobile health care entities to register with the State Department before doing business in Indiana.

The bill extends the Birth Problems Registry until July 1, 2017 (current law expires the Registry on July 1, 2007).

The bill establishes the Prenatal Substance Abuse Commission to develop a plan to improve early intervention and treatment for pregnant women who abuse alcohol or drugs or use tobacco.

(The introduced version of this bill was prepared by the Interim Study Committee on Children's Issues.)

**Effective Date:** Upon passage; July 1, 2007.

**Explanation of State Expenditures:** This bill would continue the legislative authorization for the Birth Problems Registry, which otherwise would expire on June 30, 2007. The Registry records reports of all birth problems diagnosed before the age of three years in a child residing in Indiana. The reporting requirement is extended to the child's fifth birthday if the diagnosis is for a pervasive developmental disorder or a fetal alcohol spectrum disorder. The Registry is funded by the Birth Problems Registry Fee (See *Explanation of State Revenues*). Registry expenditures for the last three years are shown below.

FY 2004	\$ 27,580
FY 2005	\$ 22,700
FY 2006	\$ 101,193 *
*Includes a \$75,000 Information Processing Consultant contract.	

The salary and fringe benefits of one Secretary-4 position at an annual salary of \$19,520 constitute the main operating expenditure of the Registry.

*Prenatal Substance Abuse Commission:* The bill establishes the 16- member, Prenatal Substance Abuse Commission. The Indiana State Department of Health is required to provide staff and administrative support for the Commission and the Commissioner of the Department is to convene the first meeting of the Commission. The bill specifies that members of the Commission are not entitled to receive a salary per diem or travel expenses. The Commission is to submit an interim report no later than August 15, 2008 to the Legislative Council and the Governor. The final report of the Commission is due August 15, 2009. The State Department of Health should be capable of providing administrative support for the Commission within the current level of resources available.

*Registry for Out-of-State Mobile Health Care Entities:* The cost of implementing the registry for out-of-state mobile or temporary health care entities would depend on the kind of testing being conducted by out-of state providers and the number of out-of-state providers involved in mobile testing or testing in temporary locations within the state. The State Department of Health (ISDH) reports that the cost of developing and operating a basic data base and registry would be approximately \$35,000 to \$40,000 for the first year. This cost estimate does not include any consideration of the cost of potential activities relating to advertising the requirement for entities to register, detection of unregistered providers, oversight or inspection, or other regulatory activities not specifically prescribed in the bill.

The Indiana State Department of Health currently requires inspection and registration of all medical radiation machines used in the state. Machines brought into the state on a temporary basis must be inspected prior to the first human use.

Registration with the Department, however, is not required for temporary use, but it costs providers nothing if they do register. The types of technologies the Medical Radiology Services Program registers include: x-ray machines, CT scanners, bone density scanners that use ionizing radiation, and mammography machines, etc. The program does not register MRIs (magnetic resonance imaging scanners), lasers, or ultrasound technologies.

*Appropriation Background:* The ISDH administrative appropriations were made from the dedicated Tobacco Master Settlement Agreement Fund for FY 2006 and FY 2007. The funding source of the FY 2008 and FY 2009 ISDH administrative appropriations will be determined by the General Assembly.

**Explanation of State Revenues:** IC 16-37-1-11.5 provides for a Birth Problems Registry fee of \$2 for each search of the vital statistics records for a birth certificate. The fees are deposited in the dedicated, nonreverting Birth Problems Registry Fund. (This bill would prevent the elimination of the Fund.) Revenue in the Fund is available for the administration of the Registry. Birth Problems Registry Fund revenue for

three years is shown below.

FY 2004	\$ 67,789
FY 2005	\$ 93,709
FY 2006	\$106,668

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** State Department of Health

**Local Agencies Affected:**

**Information Sources:** *Indiana Handbook of Taxes, Revenues, and Appropriations*, Indiana Legislative Services Agency, Office of Fiscal and Management Analysis, FY 2006. Auditor's Data, Object Trial Balance as of June 30, 2006, as of June 30, 2005, and as of June 30, 2004.

**Fiscal Analyst:** Kathy Norris, 317-234-1360.