

**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 6881

BILL NUMBER: SB 268

NOTE PREPARED: Feb 21, 2013

BILL AMENDED: Feb 21, 2013

SUBJECT: Certified Registered Nurse Anesthetists.

FIRST AUTHOR: Sen. Miller Patricia

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) The bill allows a registered certified nurse anesthetist to administer anesthesia under the direction of and in the immediate presence of a podiatrist if specified conditions are met. (Current law allows a registered certified nurse anesthetist to administer anesthesia under the direction of and in the immediate presence of a physician.)

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues: (Revised) *Summary-* Under current law a person that violates any provision of the nursing statute commits a Class B misdemeanor. In the event that a registered certified nurse administered anesthesia, out of the presence of a podiatrist certified to administer anesthesia, the nurse would commit a Class B misdemeanor. If additional court cases occur and fines are collected, revenue to both the Common School Fund (from fines) and the state General Fund (from court fees) would increase. The maximum fine for a Class B misdemeanor is \$1,000. However, any additional revenue would likely be small.

Fines- Additionally, the State Nursing Board could sanction or discipline a nurse that violated the proposed requirements of the bill. Fines could be levied up to \$1,000 per violation. Health profession fines are placed in the state General Fund, unless otherwise designated by law.

Background Information- As of September 2012, there were 230 active dental anesthesia permits and 693

active dental hygiene anesthesia permits. There were 2,018 active osteopathic physician licenses with 1,342 of them having a controlled substances regulation (CSR) designation.

Explanation of Local Expenditures: *Penalty Provision:* A Class B misdemeanor is punishable by up to 180 days in jail.

Explanation of Local Revenues: *Penalty Provision:* If additional court actions occur and a guilty verdict is entered, local governments would receive revenue from court fees. However, any change in revenue would likely be small.

State Agencies Affected: State Board of Nursing.

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources: Professional Licensing Agency, active license counts by profession 9/19/2012.

Fiscal Analyst: Chris Baker, 317-232-9851.