

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4324-01  
Bill No.: HB 1403  
Subject: Criminal Procedure; Crimes and Punishment; Mental Health  
Type: Original  
Date: December 29, 2015

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Bill Summary: This proposal adds board certified psychiatric-mental health nurse practitioners or clinical nurse specialists to the list of medical professionals from whom treatment costs may be compensated.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Crime Victims' Compensation	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
<b>Total Estimated Net Effect on Other State Funds</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>	<b>(Less than \$100,000)</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Mental Health** assume the proposal would not fiscally impact their agency.

Officials from the **Department of Public Safety - Office of the Director (DPS)** state they see no fiscal impact for this legislation, as compensation for these additional practitioners is subject to the maximum reimbursement for this program and we feel can be absorbed within the existing funds.

According to the DPS web site, the Crime Victims' Compensation Program has paid the following amounts for medical awards over the last three years:

FY 2015	\$2,945,171
FY 2014	\$2,804,727
FY 2013	\$3,742,524
FY 2012	\$4,089,390

Current statute states that the medical expenses per eligible claim, for psychiatric, psychological or counseling expenses resulting from the crime committed, cannot exceed \$2,500. In addition, there is a maximum limit of \$25,000 total costs paid out per eligible claim.

This proposal adds a medical service provider to the list of approved costs for reimbursement, but does not increase the per person maximum payout.

According to DPS' budget submission, the estimated number of New Victim Claims is:

2014	Actual	1,583
2015	Actual	1,539
2016		1,550
2017		1,600

Since a victim can already be compensated for services received from a psychologist, clinical social worker, or professional counselor, **Oversight** will assume this proposal will not greatly impact the program. Therefore, Oversight assumes expanding the program by compensating for treatment from psychiatric-mental health nurse practitioners or psychiatric-mental health clinical nurse specialists will have some impact on the Crime Victims' Compensation Fund, but by less than \$100,000 annually.

ASSUMPTION (continued)

The balance of the Crime Victim's Compensation Fund (0681) at November 30, 2015 was \$9,837,554.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
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**CRIME VICTIMS' COMPENSATION**

<u>Costs</u> - Department of Public Safety - inclusion of services of board certified psychiatric-mental health clinical nurse specialists to be compensated	(Less than <u>\$100,000</u> )	(Less than <u>\$100,000</u> )	(Less than <u>\$100,000</u> )
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<b>ESTIMATED NET EFFECT TO THE CRIME VICTIMS COMPENSATION FUND</b>	<u>(Less than \$100,000)</u>	<u>(Less than \$100,000)</u>	<u>(Less than \$100,000)</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

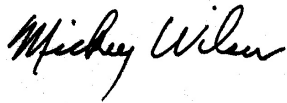
FISCAL DESCRIPTION

This bill authorizes a board certified psychiatric-mental health clinical nurse specialist and board certified psychiatric-mental health clinical nurse practitioner to be eligible for reimbursement by crime victim compensation when providing crisis counseling.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety  
Department of Mental Health



Mickey Wilson, CPA  
Director  
December 29, 2015

Ross Strobe  
Assistant Director  
December 29, 2015