

**COMMONWEALTH OF KENTUCKY STATE FISCAL NOTE STATEMENT
LEGISLATIVE RESEARCH COMMISSION
2016 REGULAR SESSION**

MEASURE

2016 BR NUMBER **0453**

SENATE BILL NUMBER **85**

RESOLUTION NUMBER _____

AMENDMENT NUMBER _____

SUBJECT/TITLE **AN ACT relating to midwifery and making an appropriation therefor.**

SPONSOR **Senator Buford**

NOTE SUMMARY

FISCAL ANALYSIS: IMPACT NO IMPACT INDETERMINABLE IMPACT

LEVEL(S) OF IMPACT: STATE LOCAL FEDERAL

BUDGET UNIT(S) IMPACT: **Public Protection Cabinet**

FUND(S) IMPACT: GENERAL ROAD FEDERAL RESTRICTED AGENCY _____ OTHER

FISCAL SUMMARY

FISCAL ESTIMATES	2015-2016	2016-2017	2017-2018	ANNUAL IMPACT AT FULL IMPLEMENTATION
REVENUES		Indeterminable	Indeterminable	Indeterminable
EXPENDITURES		Indeterminable	Indeterminable	Indeterminable
NET EFFECT				

() indicates a decrease/negative

MEASURE'S PURPOSE: The purpose of the measure is to create the Board of Midwifery.

PROVISIONS/MECHANICS:

Section 1 creates a new section of KRS Chapter 309 and provides definitions for the chapter.

Section 2 creates a new section of KRS Chapter 309 establishing the Kentucky Board of Midwifery. The board shall consist of five members appointed by the Governor. The members of the board shall serve without compensation, but may be reimbursed for all actual and necessary expenses incurred while discharging their official duties.

Section 3 creates a new section of KRS Chapter 309 outlining the duties and authorities of the board.

Section 4 creates a new section of KRS Chapter 309 establishing the Kentucky Board of Midwifery trust and agency fund to be used for operational expenses of the board.

Section 5 creates a new section of KRS Chapter 309 requiring a licensed midwife to obtain a signed informed consent agreement from each adult client, before initiating care.

Section 6 creates a new section of KRS Chapter 309 defining those individuals to whom Sections 1 to 7 of the act do not apply.

Section 7 creates a new section of KRS Chapter 309 relieving physicians, hospitals, emergency room personnel, emergency medical technician ambulance personnel, or other health care providers from liability in any civil action arising out of injury resulting from an act or omission of a licensed midwife.

Section 8 amends KRS 211.180 relieving the Cabinet for Health and Family Services (CHFS) from enforcing administrative regulations of the practice of midwifery, including the issuance of permits to, and supervision of, women who practice midwifery.

Section 9 amends KRS 311.550 to conform.

FISCAL EXPLANATION: The Office of Occupations and Professions will incur initial startup costs to administer a new board. However, after the board is established, the fees collected by the board should offset the operational costs. The total number of midwives that will register with the board is indeterminable. There could also be an indeterminable minimal savings to CHFS, due to the transfer of duties of permitting to the Office of Occupations and Professions.

Shown below is a breakdown of startup costs estimated to be incurred by the Office of Occupations and Professions to establish a new board.

Staff expenses	\$	48,000.00
Work Station from COT	\$	660.00
Legal Fees	\$	7,500.00
Printing Costs	\$	500.00
Travel Expenses	\$	5,000.00
Office Supplies	\$	400.00
Avaya phone from COT	\$	150.00
TOTAL	\$	62,210.00

DATA SOURCE(S): Public Protections' Office of Occupations and Professions

PREPARER: Seth Dawson NOTE NUMBER: 74 REVIEW: JRS DATE: 2/11/2016