

**HF3631 - 0 - Licensing Requirements and Disciplinary Actions**

Chief Author: **Kelly Morrison**  
 Committee: **Health Finance and Policy**  
 Date Completed: **3/7/2022 2:37:19 PM**  
 Agency: **Medical Practice Board**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings	X	
Tax Revenue		X
Information Technology		X
<b>Local Fiscal Impact</b>		
		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium	
	Dollars in Thousands	FY2021	FY2022	FY2023	FY2024
Health Related Boards	-	-	(15)	(15)	(15)
<b>Total</b>	-	-	<b>(15)</b>	<b>(15)</b>	<b>(15)</b>
<b>Biennial Total</b>			<b>(15)</b>		<b>(30)</b>

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2021	FY2022	FY2023	FY2024	FY2025
Health Related Boards	-	-	-	-	-
<b>Total</b>	-	-	-	-	-

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Carlos Guereca **Date:** 3/7/2022 2:37:19 PM  
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**State Cost (Savings) Calculation Details**

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

\*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2 Dollars in Thousands	Biennium			Biennium	
	FY2021	FY2022	FY2023	FY2024	FY2025
Health Related Boards	-	-	(15)	(15)	(15)
<b>Total</b>	-	-	<b>(15)</b>	<b>(15)</b>	<b>(15)</b>
<b>Biennial Total</b>			<b>(15)</b>		<b>(30)</b>
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>					
Health Related Boards	-	-	-	-	-
<b>Total</b>	-	-	-	-	-
<b>Biennial Total</b>			-		-
<b>2 - Revenues, Transfers In*</b>					
Health Related Boards	-	-	15	15	15
<b>Total</b>	-	-	<b>15</b>	<b>15</b>	<b>15</b>
<b>Biennial Total</b>			<b>15</b>		<b>30</b>

**Bill Description**

HF3631 modifies the Medical Practice Act, chapter 147 to update references to osteopathic physicians and osteopathic physician examinations; adds acceptance of the COMVEX general skills examination administered by the National Board of Osteopathic Medical Examiners; and adds authority to impose a civil penalty to deter future misconduct. The bill modifies the Physician Assistant Practice Act, chapter 147A, to add authority to impose a civil penalty to deter future misconduct. The bill modifies the Acupuncture Practice Act, chapter 147B, to remove the requirement for a notarized copy of NCCAOM certification. Finally, the bill repeals obsolete professional corporation rules sections 5610.0100, 5610.0200 and 5610.0300, which were replaced by the Professional Firms Act.

**Assumptions**

The Board of Medical Practice assumes that the technical changes related to osteopathic physicians and osteopathic physician examinations will have no fiscal impact.

The Board of Medical Practice assumes the technical change to the Acupuncture Practice Act will have no fiscal impact.

The Board of Medical Practice assumes that the added authority to impose a civil penalty to deter future misconduct will provide a reasonable basis to impose a civil penalty and may result in collection of additional civil penalties. The Board assumes that it will determine the amounts of civil penalties, as it currently does, on a case-by-case basis, and based on the nature of licensee misconduct.

The Board of Medical Practice assumes that the changes will not impact staffing levels.

**Expenditure and/or Revenue Formula**

The Board of Medical Practice estimates that, under the added authority to impose a civil penalty, it may collect five civil penalties of \$3,000, annually, for a total of \$15,000.

**Long-Term Fiscal Considerations**

The Board does not anticipate long-term fiscal impact.

**Local Fiscal Impact**

**References/Sources**

The Board of Medical Practice reviewed its practices for imposing civil penalties under its current authority and the practice of imposing civil penalties to deter future misconduct imposed by ten health related licensing boards that currently have this additional authority to impose a civil penalty.

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**Date:** 3/7/2022 9:30:45 AM

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