

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2010-11		FY 2011-12	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	See Below		See Below	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See Below		See Below	

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

LB1038 appears to have three basic components as follows.

- Physicians shall not order a genetic test without first obtaining written informed consent of the patient.
Fiscal Impact: It would appear that requiring written informed consent prior to a genetic test would have the least fiscal impact. Although this provision would increase cost, it would appear to be minimal since informed consent is required prior to a predictive genetic test.
- Physicians must indicate the financial cost of the genetic test or predictive genetic test.
Fiscal Impact: According to the University, physicians determining the financial cost of the genetic tests would increase costs significantly. Currently, there are no linkages regarding costs between the physician requiring the test and those performing the test or analyzing the test results.
- Physicians must indicate the portion of the financial cost of the genetic test or the predictive genetic test which will be paid for by the patient's insurance provider.
Fiscal Impact: As indicated by the University, the physician determining the portion of the cost each patient's insurance provider will pay, will increase costs significantly. It will require additional time and staff.

Although difficult to determine, the University has estimated the increased cost to be \$100,000 General Funds per year.

The Department of Health and Human Services has estimated minimal one-time and on-going costs.

DEPARTMENT OF ADMINISTRATIVE SERVICES

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COMMENTS					
HHS – Concur.					