F I S C A L   I M P A C T   R E P O R T

SPONSOR	Beffort	**ORIGINAL DATE** 02/03/12 **LAST UPDATED**	**HB**	
SHORT TITLE	Health Care Work Force Data Collection		**SB**	113/aSPAC
		ANALYST	Esquibel	

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY12	**FY13**		
	None*		

 (Parenthesis ( ) Indicate Expenditure Decreases)
*See Fiscal Implications

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY12	**FY13**	**FY14**	**3 Year Total Cost**	**Recurring or Nonrecurring**	**Fund Affected**
Total		Unknown	Unknown	Unknown	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

SOURCES OF INFORMATION
LFC Files

Responses Received From
Department of Health (DOH)
University of New Mexico (UNM)

SUMMARY

  Synopsis of SPAC Amendments

The Senate Public Affairs Committee amendments to Senate Bill 113 amended the bill to specifically direct the Health Care Work Force Data Collection, Analysis and Policy Act to the University of New Mexico Health Sciences Center as opposed to the University of New Mexico in general.

  Synopsis of Bill

Senate Bill 113 (SB113) proposes to amend the Health Care Work Force Data Collection, Analysis and Policy Act and would require the transfer of responsibility from the New Mexico

Department of Health (DOH) for data collection, analysis and storage regarding the demographics, specialties, distribution, and practice plans of the licensed health care work force in the state to the University of New Mexico (UNM). This bill will amend the statute, which initially directed DOH to establish and maintain a database based on the availability of funding. The law is very specific with respect to core data elements to be completed by an applicant including demographics such as race, ethnicity, languages spoken, practice status and practice type, education, average hours worked per week, percent of practice devoted to direct patient care and other activities, practice plans for the next five years, and professional liability costs and availability. SB113 would transfer the responsibility from the cabinet Secretary of Health to the President of UNM.

The University of New Mexico would be responsible for:
- Obtaining funding, creating & maintaining the "health care work force database" including entering agreements with entities/ licensure boards to obtain information from applicants (who are required to submit); creating, housing and providing information on the health care work force.
- Analyzing data and developing reports.
- Maintaining confidentiality.
- Creating a Health Care Work Force Work Group with specified membership and responsibility for making recommendations for recruitment, development of a plan to improve access, making recommendations for improving health outcomes, and for devising an electronic survey for applicants.

SB113 includes language that specifies that DOH will have access to the data.

FISCAL IMPLICATIONS

Senate Bill 113 contains a temporary provision in Section 8 of the bill that would transfer all appropriations, personnel, property, data, records and contracts pursuant to the Health Care Work Force Data Collection, Analysis and Policy Act from the Department of Health to the University of New Mexico.

The University of New Mexico indicates its general fund appropriation will need to be increased in order to comply with the provisions of SB113, the Health Care Work Force Data Collection, Analysis and Policy Act.

SIGNIFICANT ISSUES

The Department of Health (DOH) indicates SB113, the Health Care Work Force Data Collection, Analysis and Policy Act, was passed and signed into law (Chapter 24, Article 14c, NMSA 1978) as part of the 2011 legislative session. The DOH lacks the infrastructure to house the database, and the information technology (IT) staff resources to maintain the database or to do the analysis as required for the database. Under SB113, the workforce database would be housed at UNM. The DOH would have access and ownership to the database by entering into a Memorandum of Understanding between DOH and UNM, which would spell out responsibilities of each entity with respect to the database, especially confidentiality of the information within the database assuming that IT resources from one of the entities can be funded and developed to maintain the database.

The DOH indicates there may be a concern about one higher education institution (UNM) collecting data about other higher education institutions. That may create conflict among the institutions. In addition, there is a need to ensure that UNM does not use the data to benefit its schools or programs. The current legislation allows for DOH to contract out the work to another entity, if necessary.

In addition, there would need to be a data sharing agreement with the Regulation and Licensing Department (RLD), the various licensing boards and UNM. Much of data would be provided through the healthcare professional licensing applications.

ADMINISTRATIVE IMPLICATIONS

The UNMHSC indicates SB113 will increase expenses for the University of New Mexico as related to the fulfillment of the data-related duties outlined in the bill. These expenses include, but are not limited to: the creation and maintenance of the Heath Care Work Force Database; the collection, storing, analysis, and sharing of data included in the database.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

SB113 relates to HB19 which proposes to amend the Health Care Work Force Data Collection Act and would require the transfer of responsibility from the New Mexico Department of Health (DOH) for data collection, analysis and storage regarding the demographics, specialties, distribution, and practice plans of the licensed health care work force in the state to the University of New Mexico (UNM). Additional language was added in SB113 to specify that DOH will have access to the data.

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