



Legislative Council Staff

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FISCAL NOTE

Drafting Number: LLS 19-0312
Prime Sponsors: Rep. Roberts

Date: March 5, 2019
Bill Status: House Health & Insurance
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Bill Topic: AUTOMATED EXTERNAL DEFIBRILLATORS IN PUBLIC PLACES

**Summary of
Fiscal Impact:**

<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill encourages public schools and public places to have sufficient quantities of functional automated external defibrillators (AEDs) and requires the Department of Public Health and Environment to award a \$75,000 contract to a nonprofit organization for the purpose of acquiring and distributing AEDs to public places. This bill increases state expenditures for FY 2019-20 only.

**Appropriation
Summary:** For FY 2019-20, the bill requires an appropriation \$75,000 to the Department of Public Health and Environment.

**Fiscal Note
Status:** The fiscal note reflects the introduced bill.

Table 1
State Fiscal Impacts Under HB 19-1183

		FY 2019-20	FY 2020-21
Revenue		-	-
Expenditures	General Fund	\$75,000	-
	Centrally Appropriated	\$6,750	-
	TOTAL	\$81,750	-
Transfers		-	-
TABOR Refund		-	-

Summary of Legislation

This bill encourages public schools and public places, as specified in this bill, to have sufficient quantities of functional automated external defibrillators (AEDs) to ensure reasonable availability for use during cardiac arrest emergencies. All public places are required to accept any gifts, grants, or donations of an AED that meets federal standards. In addition, the Colorado Department of Public Health and Environment (CDPHE) shall award a \$75,000 contract to a nonprofit organization for the purpose of acquiring and distributing AEDS to public places by September 1, 2019. Finally, this bill extends good samaritan protections to certain persons and entities including those who provide teaching or training on CPR, persons whose primary duties do not include the provision of health care, and any person or entity that provides medical oversight services to a location where an AED is located.

Background and Assumptions

A new AED costs approximately \$1,274, therefore it is estimated that approximately 58 AEDs will be purchased with the \$75,000 grant.

It is assumed that good samaritan protections already apply to persons rendering emergency assistance; therefore, no change in civil liability fillings is assumed.

State Revenue

To the extent that the state receive gifts, grants, or donations to purchase AEDs, state revenue will increase. No source of gifts or grants has been identified at the time of this writing. Gifts, grants, and donations are exempt from TABOR.

State Expenditures

This bill increases state General Fund expenditures in CDPHE by \$81,750 in FY 2019-20. These impacts are shown in Table 2 and discussed below.

Table 2
Expenditures Under HB 19-1183

	FY 2019-20	FY 2020-21
Department of Public Health and Environment		
Grant to Nonprofit	\$75,000	-
Centrally Appropriated Costs*	\$6,750	-
Total Cost	\$81,750	-

* Centrally appropriated costs are not included in the bill's appropriation.

Department of Public Health and Environment. This bill requires CDPHE to contract with a nonprofit organization for the purpose of acquiring and distributing AEDs to public places. Workload will increase for CDPHE to create the contract and monitor the \$75,000 grant. This increase in workload is minimal and is achievable within existing appropriations.

Other state agencies. To the extent that state agencies receive gifts, grants, and donations of AEDs, they will be required to make them available for use in that area, train employees on use of the device, and properly maintain the AEDs. These impacts may increase workload but it is estimated to be minimal and will not require any change in appropriations.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs are for the CDPHE's indirect costs recoveries, and are estimated to be \$6,750 in FY 2019-20.

Local Government

This bill potentially increases workload and costs for local governments who receive gifts, grants, and donations of AEDs, to make them available for use and to properly maintain the AEDs. This impact is assumed to be minimal.

Effective Date

The bill takes effect August 2, 2019, if the General Assembly adjourns on May 3, 2019, as scheduled, and no referendum petition is filed.

State Appropriations

This bill requires a General Fund appropriation of \$75,000 to the Department of Public Health and Environment.

State and Local Government Contacts

All State Agencies

Counties

Municipalities