

February 5, 2013

REVISED

The Honorable Mary Pilcher-Cook, Chairperson  
Senate Committee on Public Health and Welfare  
Statehouse, Room 441-E  
Topeka, Kansas 66612

Dear Senator Pilcher-Cook:

SUBJECT: Revised Fiscal Note for SB 67 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following revised fiscal note concerning SB 67 is respectfully submitted to your committee.

Current law requires all students enrolling in or attending a Kansas school to have received all immunizations that the Secretary of Health and Environment considers necessary. This requirement is waived if a licensed physician certifies that the physical condition of the child is such that immunization would endanger the child's life or health, or a parent or guardian provides a signed statement that the parent or guardian is an adherent of a religious denomination whose teachings are opposed to immunizations. SB 67 would allow an additional exemption in the form of a written statement signed by a parent or guardian that the inoculations are declined for reasons of conscience or personal beliefs.

Estimated State Fiscal Effect				
	FY 2013 SGF	FY 2013 All Funds	FY 2014 SGF	FY 2014 All Funds
Revenue	--	--	--	--
Expenditure	\$14,000	\$14,000	--	--
FTE Pos.	--	--	--	--

The Kansas State Department of Education states that passage of SB 67 would have no fiscal effect on the agency.

The Kansas Department of Health and Environment (KDHE) states that the bill raises the possibility of increased vaccine preventable disease incidence in Kansas which would require increased resources at the state and local levels for disease investigation and response. If there were an increase in the number of vaccine preventable disease outbreaks in the state, KDHE would need additional medical investigators. This fiscal note does not address that possibility. Immunization requirements for the 2013-2014 school year will be communicated to schools in February 2013. There are two forms produced by KDHE that include exemption references. These would need to be reprinted and redistributed. The two documents are the *Kansas Certificate of Immunizations* and the *Kansas Statutes Related to Immunizations* forms. Total reprint and redistribution costs would be approximately \$7,000.

The Kansas Immunization Program in the Bureau of Disease Control and Prevention would incur costs associated with modifying KSWebIZ, the state immunization information system. An additional field to document conscientious exemption would need to be added to the system at an estimated one-time cost of \$7,000.

As the designated state agency for the federal Child Care Development Fund (CCDF), the Department for Children and Families (DCF) must meet CCDF health and safety regulations for children receiving child care assistance. The CCDF regulations specifically allow the two immunization exemptions that are currently in Kansas law. The regulations do not allow any other exemptions. Passage of SB 67 would require the agency to submit a modification to the Child Care and Development State Plan. In the State Plan, DCF would assure that CCDF money would not be used to pay for attendance at facilities that serve non-immunized children who do not meet the federal regulations. However, there is a risk that the U.S. Department of Health and Human Services would not approve the State Plan, and Kansas could forfeit part or all of the CCDF funding which amounts to \$21.6 million per year. The original fiscal note did not mention this aspect of the bill's potential fiscal effect. The additional costs associated with SB 67 are not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,



Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Aaron Dunkel, KDHE  
Dale Dennis, Education