

Multiple Agency Fiscal Note Summary

Bill Number: 2711 HB	Title: Language access providers
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Estimated Cash Receipts

NONE

Estimated Expenditures

Agency Name	2011-13			2013-15			2015-17		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Department of Commerce	.0	0	0	.0	0	0	.0	0	0
Washington State Health Care Authority	Non-zero but indeterminate cost and/or savings. Please see discussion.								
Public Employment Relations Commission	.0	0	0	.0	0	0	.0	0	0
Department of Social and Health Services	.0	0	0	.0	0	0	.0	0	0
Total	0.0	\$0	\$0	0.0	\$0	\$0	0.0	\$0	\$0

Local Gov. Courts *									
Local Gov. Other **	Fiscal note not available								
Local Gov. Total									

Estimated Capital Budget Impact

NONE

Prepared by: Cherie Berthon, OFM	Phone: 360-902-0659	Date Published: Preliminary 2/ 6/2012
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* See Office of the Administrator for the Courts judicial fiscal note

** See local government fiscal note

FNPID 31650

FNS029 Multi Agency rollup

Individual State Agency Fiscal Note

Bill Number: 2711 HB	Title: Language access providers	Agency: 103-Department of Commerce
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Part I: Estimates

☒ No Fiscal Impact

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- ☐ If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Alexa Silver	Phone: 360-786-7190	Date: 01/27/2012
Agency Preparation: Don Whiting	Phone: 360-725-2706	Date: 01/30/2012
Agency Approval: Roger Horn	Phone: 360-725-2710	Date: 01/30/2012
OFM Review: Tristan Wise	Phone: (360) 902-0538	Date: 01/30/2012

Request # 053-1A0-1

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

NONE

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

NONE

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

NONE

Part III: Expenditure Detail

Part IV: Capital Budget Impact

NONE

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

NONE

Individual State Agency Fiscal Note

Bill Number: 2711 HB	Title: Language access providers	Agency: 107-Wash State Health Care Authority
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Part I: Estimates

☐ No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Expenditures from:

Non-zero but indeterminate cost. Please see discussion.

Estimated Capital Budget Impact:

NONE

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- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Alexa Silver	Phone: 360-786-7190	Date: 01/27/2012
Agency Preparation: Marcia Wendling	Phone: 360-725-1836	Date: 02/03/2012
Agency Approval: Janice Baumgardt	Phone: 360-725-9817	Date: 02/03/2012
OFM Review: Adam Aaseby	Phone: 360-902-0539	Date: 02/03/2012

Request # 12-51-1

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

See attached narrative.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

See attached narrative.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

See attached narrative.

Part III: Expenditure Detail

Part IV: Capital Budget Impact

NONE

See attached narrative.

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

See attached narrative.

HCA Fiscal Note

Bill Number: 2711 HB

HCA Request #: 12-51-1

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

This bill amends RCW 41.56.030 and 74.04.025; and creates new sections.

The bill clarifies that:

- A language access provider does not mean an interpreter appointed or required in legal proceedings pursuant to RCW 2.43.030; or an interpreter under the Medicaid Administrative Match (MAM) program.
- Medicaid enrollee appointments do not include MAM appointments or any other service provided pursuant to MAM.

II. B – Cash Receipts Impact

None.

II. C - Expenditures

Indeterminate.

During the most recent collective bargaining, language access providers who provide interpretation services as part of the MAM program were not included. The added clarity maintains the definition of language access provider assumed by the Authority during negotiations with the union.

The Director of the Public Employment Relations Commission (PERC) issued a decision that interpreters providing services through the MAM program should be included. The Authority has filed a request for reconsideration.

Currently, the Authority provides a pass-thru of federal matching funds to local health jurisdictions, public hospitals, schools, and tribes that provide outreach to Medicaid recipients. These entities may provide interpretation through interpreters on staff, a contract with a language access agency, or by using technology such as telephonic or video remote interpreting. The Authority provides no oversight of how these entities provide for interpretation.

The Authority assumes there will be an indeterminate increase in workload to both the Authority and those in the MAM program if these providers are included in the definition. For the Authority, this will increase the number of providers who are included under collective bargaining and thus able to file grievances. For the MAM program, it may change the way they provide interpretation. In addition, all parties will be required to work more closely to address items agreed to during collective bargaining. The Authority anticipates that passage of this bill may avoid these potential costs.

HCA Fiscal Note

Bill Number: 2711 HB

HCA Request #: 12-51-1

Part IV: Capital Budget Impact

None.

Part V: New Rule Making Required

None.

Individual State Agency Fiscal Note

Bill Number: 2711 HB	Title: Language access providers	Agency: 275-Public Employment Relations Comm
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Part I: Estimates

☒ No Fiscal Impact

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- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Alexa Silver	Phone: 360-786-7190	Date: 01/27/2012
Agency Preparation: Dario de la Rosa	Phone: 360-570-7328	Date: 01/31/2012
Agency Approval: Mike Sellars	Phone: 360-570-7306	Date: 01/31/2012
OFM Review: Cherie Berthon	Phone: 360-902-0659	Date: 01/31/2012

Request # HB 2711-1

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

In 2010, the Legislature enacted RCW 41.56.510, which granted collective bargaining rights to Language Access Providers. Language Access Providers are defined as independent contractors who provide language interpreter services for the Department of Social and Health Services DSHS appointments or Medicaid enrollee appointments. In November 2011, the Public Employment Relations Commission (PERC) issued a decision holding that Language Access Providers who provide interpretative services at DSHS legal proceedings are included in the bargaining unit of Language Access Providers.

HB 2711 clarifies the definition of Language Access Providers to exclude interpreters appointed to provides services required for DSHS Medicaid Administrative Match proceedings or any other legal proceeding, whether criminal, civil or administrative in nature.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

PERC anticipates no fiscal impact associated with the implementation of HB 2711.

Part III: Expenditure Detail

Part IV: Capital Budget Impact

NONE

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.

Individual State Agency Fiscal Note

Bill Number: 2711 HB	Title: Language access providers	Agency: 300-Dept of Social and Health Services
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Part I: Estimates

☒ No Fiscal Impact

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- ☐ If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
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- ☐ Capital budget impact, complete Part IV.
- ☐ Requires new rule making, complete Part V.

Legislative Contact: Alexa Silver	Phone: 360-786-7190	Date: 01/27/2012
Agency Preparation: Edward Giger	Phone: 360-902-8067	Date: 01/31/2012
Agency Approval: Dan Winkley	Phone: 360-902-8179	Date: 01/31/2012
OFM Review: Ryan Black	Phone: 360-902-0417	Date: 01/31/2012

Request # 12HB2711.1-1

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Briefly describe by section number, the significant provisions of the bill, and any related workload or policy assumptions, that have revenue or expenditure impact on the responding agency.

This bill seeks to narrow the definition of language access providers to specifically not include court certified interpreters appointed or required in legal proceedings and medical interpreters used in the Medicaid Administrative Match (MAM) program.

The bill also clarifies that the Department of Social and Health Services (DSHS) appointments do not include legal procedures of any nature, including criminal, civil, or administrative proceedings at any level.

This bill has no impact since this is currently how the State of Washington defines language access providers but the statute needed to also reflect this definition.

II. B - Cash receipts Impact

Briefly describe and quantify the cash receipts impact of the legislation on the responding agency, identifying the cash receipts provisions by section number and when appropriate the detail of the revenue sources. Briefly describe the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explain how workload assumptions translate into estimates. Distinguish between one time and ongoing functions.

II. C - Expenditures

Briefly describe the agency expenditures necessary to implement this legislation (or savings resulting from this legislation), identifying by section number the provisions of the legislation that result in the expenditures (or savings). Briefly describe the factual basis of the assumptions and the method by which the expenditure impact is derived. Explain how workload assumptions translate into cost estimates. Distinguish between one time and ongoing functions.

Part III: Expenditure Detail

Part IV: Capital Budget Impact

NONE

Part V: New Rule Making Required

Identify provisions of the measure that require the agency to adopt new administrative rules or repeal/revise existing rules.