

Multiple Agency Fiscal Note Summary

Bill Number: 5485 E S SB AMH HCW H2554.2	Title: Music therapists
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Estimated Cash Receipts

Agency Name	2019-21		2021-23		2023-25	
	GF- State	Total	GF- State	Total	GF- State	Total
Department of Health	0	62,000	0	72,000	0	78,000
Total \$	0	62,000	0	72,000	0	78,000

Estimated Operating Expenditures

Agency Name	2019-21			2021-23			2023-25		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Department of Health	.2	0	82,000	.0	0	62,000	.0	0	62,000
Total \$	0.2	0	82,000	0.0	0	62,000	0.0	0	62,000

Estimated Capital Budget Expenditures

Agency Name	2019-21			2021-23			2023-25		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Office of Attorney General	.0	0	0	.0	0	0	.0	0	0
Department of Health	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Estimated Capital Budget Breakout

NONE

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Prepared by: Bryce Andersen, OFM	Phone: (360) 902-0580	Date Published: Final 4/15/2019
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Individual State Agency Fiscal Note

Bill Number: 5485 E S SB AMH HCW H2554.2	Title: Music therapists	Agency: 100-Office of Attorney General
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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:	Phone:	Date: 04/05/2019
Agency Preparation: Michael Shinn	Phone: 360-759-2122	Date: 04/10/2019
Agency Approval: Nick Klucarich	Phone: 360-586-3434	Date: 04/10/2019
OFM Review: Gwen Stamey	Phone: (360) 902-9810	Date: 04/11/2019

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 legislation is not expected to generate any costs or savings for the Attorney General’s Office (AGO). The AGO completed an analysis for legal services and fiscal impact from the most likely state agencies.

The AGO Agriculture & Health division has reviewed this bill and determined it will not significantly increase the division’s workload in representing the Department of Health (DOH). This bill will require the DOH to start licensing music therapists and convene an advisory committee. This work will require some Assistant Attorney General hours for advice on rulemaking and setting up the advisory committee. This work is assumed nominal and costs are not included in this request.

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.

Individual State Agency Fiscal Note

Bill Number: 5485 E S SB AMH HCW H2554.2	Title: Music therapists	Agency: 303-Department of Health
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Part I: Estimates

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No Fiscal Impact

Estimated Cash Receipts to:

ACCOUNT	FY 2020	FY 2021	2019-21	2021-23	2023-25
Health Professions Account-State 02G-1		62,000	62,000	72,000	78,000
Total \$		62,000	62,000	72,000	78,000

Estimated Operating Expenditures from:

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years	0.2	0.2	0.2	0.0	0.0
Account					
Health Professions Account-State 02G-1	30,000	52,000	82,000	62,000	62,000
Total \$	30,000	52,000	82,000	62,000	62,000

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:

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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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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.

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Requires new rule making, complete Part V.

Legislative Contact:	Phone:	Date: 04/05/2019
Agency Preparation: Donna Compton	Phone: (360) 236-4538	Date: 04/12/2019
Agency Approval: Stacy May	Phone: (360) 236-4532	Date: 04/12/2019
OFM Review: Bryce Andersen	Phone: (360) 902-0580	Date: 04/15/2019

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.

There is no fiscal impact change to the Department of Health (department) from the previous fiscal note (5485 ESSB). The changes in this version do not change the fiscal impact to the department.

The bill creates a new chapter in Title 18 RCW to license music therapists.

Section 3: Creates a five member music therapy advisory committee. The Secretary of Health (secretary) will appoint the committee members and consist of three practicing music therapists in Washington State, a licensed health care provider (not a music therapist, and one member who is or has been in a therapeutic relationship with a music therapist).

Section 5: Beginning January 1, 2021, prohibits anyone from practicing music therapy or representing themselves as a music therapist unless certified by the department.

Section 6: Beginning January 1, 2021, establishes the Music Therapy credential and directs the department to establish by rule the qualifications necessary for certification.

Section 7: Requires applicants to pay a certificate fee and submit an application for certification. The department must establish by rule procedural requirements and fees for renewal of 2-year credential.

Section 8: Places music therapists under the Uniform Disciplinary Act 18.130 RCW. Rules must include procedures for expediting the issuance of a certificate to military personnel.

Section 9: Gives the Secretary of Health disciplining authority.

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.

Section 3: Current law, RCW 43.70.250, requires that health professions be fully self-supporting and that sufficient revenue collected through fees to fund expenditures in the Health Professions Account. The calculation of specific fees will happen during rulemaking and a fee proposal presented as part of the rules package.

For the purpose of this fiscal note, a 2-year certification fee is estimated between \$580 and \$600 to cover the regulation of music therapists. During the rulemaking process, a fee study will be prepared with proposed fees and provided for stakeholder input. The department will monitor the fund balance and will adjust fees over a six (6) year period to ensure that fees are sufficient to cover all program expenditures. Revenue collection will start July 1, 2020 and renewals are paid biennially.

The Certification Board for Music Therapists currently shows 86 certified music therapists in Washington.

FY 2021 – 90 new applications	\$62,000
FY 2022 – 10 (10 new applications10, 0 renewals)	\$ 6,000
FY 2023 – 112 (10 new applications, 102 renewals)	\$66,000

FY 2024 – 20 (10 new applications, 1 renewals)	\$ 7,000
FY 2025 – 120 (10 new applications, 110 renewals)	\$71,000

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.

Assumptions: Complex and/or controversial rules take 18 to 24 months. Based on the department’s rulemaking experience with other new professions, the department estimates that the rules will take 18 months and will be adopted by January 1, 2021.

Rulemaking

Sections 6 & 7: The department will develop and adopt rules to establish the certification requirements and fees. The department estimates that rulemaking will take 18 months to complete and include six rules workshops and one formal rules hearing, all meetings will be held in free facilities. Attorney General time will be one day for each stakeholder meeting and the formal rules hearing. Costs will include travel and related expenses for five committee members, staff and associated costs, printing, and Office of Attorney General support in the amount of \$4,500. In FY 2020, costs will be 0.2 FTE and \$30,000. In FY 2021, costs will be 0.1 FTE and \$7,000.

Health Technology Services

Section 6 & 7: During FY 2021, health technology services (HTS) staff will be required for implementing a new certification program. This will include conducting a business analysis, configuration, and testing of one new credential type. Tasks include establishing credentialing workflows, user defined fields, templates, fee tables, renewals and modification or creation of reports in the department’s Integrated Licensing and Regulatory System (ILRS). Total one-time costs include HTS staff and associated costs for 0.1 FTE and \$19,000 in FY 2021. Starting in FY 2022, ongoing costs will total \$5,000 each year.

Office of Customer Service

Section 7: Starting in FY 2022, credentialing costs will be for staff to review and process applications, conduct background checks by running queries with the National Practitioner Databank and Washington State Patrol, provide technical assistance, and issue certificates for qualified applicants on an estimated 10 new applications per year, as well as renewals. Starting FY 2021 and ongoing, costs will be 0.1 FTE and \$7,000 each year.

Discipline

Section 9: Based on the department’s experience in the Certified Counselor program, a profession with similar requirements, the department is estimating a complaint rate of three (3) percent of certifications per year or three (3) complaints per year.

The complaint response process includes five steps: 1) intake, 2) assessment, 3) investigation, 4) case disposition, and 5) adjudication. Staff review the complaint, identify the history of the person complained about, and help assess whether an investigation is needed. In more than half the cases, investigation is needed. The investigator obtains information about the complaint and the respondent and prepares a report detailing the findings. After investigation, the disciplining authority decides whether to pursue legal action. Staff attorneys, paralegals, and other staff work to develop the legal documents and charge the violation. Most cases are settled,

and the staff attorney manages that process. If the respondent asks for a hearing, staff must schedule the hearing, and the health law judge considers all legal motions, presides over the hearing, and drafts the final order.

Cost estimates for the complaint response process associated with this bill were calculated using the department's Disciplinary Workload Model. In FY 2021 and ongoing, costs will include staff, associated costs and Office of Attorney General support in the amount of 6,000 each year, for a total of 0.1 FTE and \$19,000 ongoing.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

Account	Account Title	Type	FY 2020	FY 2021	2019-21	2021-23	2023-25
02G-1	Health Professions Account	State	30,000	52,000	82,000	62,000	62,000
Total \$			30,000	52,000	82,000	62,000	62,000

III. B - Expenditures by Object Or Purpose

	FY 2020	FY 2021	2019-21	2021-23	2023-25
FTE Staff Years	0.2	0.2	0.2		
A-Salaries and Wages	16,000	28,000	44,000	28,000	28,000
B-Employee Benefits	7,000	10,000	17,000	10,000	10,000
E-Goods and Other Services	5,000	11,000	16,000	20,000	20,000
J-Capital Outlays	1,000		1,000		
T-Intra-Agency Reimbursements	1,000	3,000	4,000	4,000	4,000
Total \$	30,000	52,000	82,000	62,000	62,000

III. C - Operating FTE Detail: *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2020	FY 2021	2019-21	2021-23	2023-25
HEALTH SERVICES CONSULTANT 4	75,684	0.2	0.1	0.2		
IT Specialist 5	87,792		0.1	0.1		
Total FTEs		0.2	0.2	0.2		0.0

Part IV: Capital Budget Impact

NONE

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.

Sections 6-7: The department will adopt rules necessary to implement this bill.