

February 27, 2023

The Honorable Rick Billinger, Chairperson
Senate Committee on Ways and Means
300 SW 10th Avenue, Room 548-S
Topeka, Kansas 66612

Dear Senator Billinger:

SUBJECT: Fiscal Note for SB 234 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 234 is respectfully submitted to your committee.

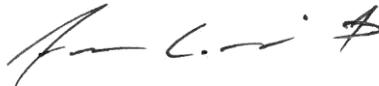
SB 234 would prohibit governmental entities from sharing or transmitting social care information into a closed loop referral system without consent from the individual. An organization would not be permitted to sell or license an individual's personally identifiable information or social care information without the explicit, written consent of the individual. The individual would have the ability to revoke consent at any time. The bill would define a "closed-loop referral system" as any system that:

1. Stores an individual's social care information for the purpose of referrals;
2. Shares its data with a network of entities, including, but not limited to, healthcare providers, health plans, health information exchanges, public agencies, nonprofit organizations, charitable organizations, and other entities that provide social care; and,
3. Is capable of updating or showing updated referral activity, including data related to participating organizations closing the loop on referrals by updating downstream systems.

The Kansas Commission on Veteran Affairs, the Kansas Department of Health and Environment, the Department for Children and Families, the Kansas Department for Aging and Disability Services, and the Kansas Association of Counties indicate that SB 234 would not have a fiscal effect on the agencies or counties. The League of Kansas Municipalities indicates the bill

could increase expenditures for cities as they would be required to assist with implementation and enforcement of the bill.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt
Director of the Budget

cc: Kim Holter, Department for Children & Families
Leigh Keck, Department for Aging & Disability Services
Amy Penrod, Department of Health & Environment
Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities
Crystal Hewitt, Commission on Veterans Affairs