

# Fiscal Note

State of Alaska  
2021 Legislative Session

Bill Version: SB 65  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: SB065-LAW-CIV-TWC-2-12-21  
Title: LIABILITY CONSULTING HEALTH CARE PROVIDER  
Sponsor: KIEHL  
Requester: (S) Health and Social Services

Department: Department of Law  
Appropriation: Civil Division  
Allocation: Torts & Workers' Compensation  
OMB Component Number: 2719

**Expenditures/Revenues**

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2022 Appropriation Requested	Included in Governor's FY2022 Request	Out-Year Cost Estimates				
			FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
<b>OPERATING EXPENDITURES</b>	<b>FY 2022</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**Fund Source (Operating Only)**

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**Positions**

Full-time							
Part-time							
Temporary							

**Change in Revenues**

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**Estimated SUPPLEMENTAL (FY2021) cost:** 0.0 *(separate supplemental appropriation required)*

**Estimated CAPITAL (FY2022) cost:** 0.0 *(separate capital appropriation required)*

**Does the bill create or modify a new fund or account?** No  
*(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)*

**ASSOCIATED REGULATIONS**

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

**Why this fiscal note differs from previous version/comments:**

Not applicable. Initial version.

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Division: Administrative Services Division	Date: 02/12/2021
Approved By: Amber LeBlanc, Administrative Services Director	Date: 02/12/21
Agency: Office of Management and Budget	

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2021 LEGISLATIVE SESSION

BILL NO. SB 65

### Analysis

This bill adds a new provision to AS 09.55, providing civil immunity to certain consulting health care providers for claims arising from professional services. This provision only applies if the patient is not and has never been a patient of the consulting health care provider. Immunity may apply if the provider does not examine or treat the patient, is not compensated, is not a subordinate or supervisor of the health care provider requesting the consultation or managing that provider's practice, is not on call at the healthcare facility in which the patient is being treated, has not accepted responsibility to be on call for the patient, is not required to provide medical services under the Emergency Medical Treatment and Active Labor Act at the time of the consultation, and does not prepare a written report as a result of the consultation.

When this provision applies, a court may not reduce the civil liability of, or damages awarded against, the health care provider who requested the consultation on the grounds that the consulting health care physician should be held liable.

This section includes a definition for "health care facility" and "health care provider" for the purpose of applying the immunity provision.

The Department of Law does not anticipate a fiscal impact from this legislation.