

**Department of Planning and Budget
2008 Fiscal Impact Statement**

1. Bill Number: HB1306

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Morgan

3. Committee: Commerce and Labor

4. Title: **Virginia Birth-Related Neurological Injury Compensation Program.**

5. Summary: Increases the annual assessment for physicians who participate in the Virginia Birth-Related Neurological Injury Compensation Program from its current level of \$5,300 to \$5,600, which amount will increase thereafter to a maximum of \$6,200. The annual participating hospital assessment will increase from \$50 per live birth to \$52.50 per live birth in 2008, which amount will increase each year thereafter by \$2.50 per live birth to a maximum of \$55 per live birth. The assessment on nonparticipating physicians will apply to all physicians licensed in the Commonwealth other than participating physicians; currently, only such physicians practicing in Virginia are required to pay an assessment. The composition of the board of directors of the Program is revised to allow a parent or guardian of a child in the Program to be a member, and a certified public accountant replaces one of the members with investment experience. Other provisions (i) establish limits on reimbursement for nursing care and certain other medical services, (ii) revise the provisions regarding review of cases by panels of physicians, (iii) address the timing of filing the Program's response to the panel's report, and (iv) allow the State Corporation Commission to use the loss reserve methodology employed in Florida when conducting its actuarial evaluation the Program.

6. Fiscal Impact Estimates: No

7. Budget Amendment Necessary: No

8. Fiscal Implications: No fiscal impact to the Commonwealth

9. Specific Agency or Political Subdivisions Affected: Workers' Compensation Commission, State Corporation Commission

10. Technical Amendment Necessary: No

11. Other Comments: No

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