

## **Department of Planning and Budget**

### **2016 Fiscal Impact Statement**

**1. Bill Number:** HB499

<b>House of Origin</b>	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Yancey

**3. Committee:** General Laws and Technology

**4. Title:** Professions and occupations; standards for regulation.

**5. Summary:** Provides that a professional and occupational regulatory board cannot abridge the right of every person to engage in any lawful profession, trade, or occupation of his choice unless (i) it is clearly found that such abridgment is necessary for the protection or preservation of the health, safety, and welfare of the public and (ii) any such abridgment is no greater than necessary to protect or preserve the public health, safety, and welfare. The bill also provides that any professional or occupational group or organization, any person, or any other interested party that proposes the regulation of any unregulated professional or occupational group shall submit a request to the Board of Professional and Occupational Regulation (the Board) no later than December 1 of any year for analysis and evaluation during the following year. The bill requires the Board shall review the request only when filed with a statement of support for the proposed regulation signed by at least 10 members of the professional or occupational group for which regulation is being sought or at least 10 individuals who are not members of the professional or occupational group. The bill requires the Board to report its findings to the House Committee on General Laws, the Senate Committee on General Laws and Technology, and the Joint Commission on Administrative Rules by November 1<sup>st</sup> of the year following the request.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** No state fiscal impact.

**8. Fiscal Implications:** This bill will require the Department of Professional and Occupational Regulation (DPOR) to conduct an analysis and evaluation upon request of any proposal to regulate any unregulated professional or occupational group. It is anticipated that any costs resulting from the analysis and evaluation can be absorbed within the operations of DPOR.

It is anticipated that this bill will not have a fiscal impact on the Board of Accountancy, the Department of Health Professions, or the Supreme Court.

**9. Specific Agency or Political Subdivisions Affected:** Department of Professional and Occupational Regulation, the Board of Accountancy, the Department of Health Professions, and the Supreme Court

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.