

## Department of Planning and Budget 2021 Fiscal Impact Statement

**1. Bill Number:** SB1362

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

**2. Patron:** Lewis

**3. Committee:** Education and Health

**4. Title:** Employers; reporting outbreaks of COVID-19; emergency.

**5. Summary:** Requires employers to report for each worksite with 30 or more employees, or for any multi-employer worksite with 30 or more combined employees, to the local health department when the worksite has had three or more confirmed cases of COVID-19. The employer is required to make such report within 24 hours of becoming aware of such cases. The bill requires the State Department of Health to compile such reports and to make a weekly report available to the public with the compiled information. The bill contains an emergency clause.

**6. Budget Amendment Necessary:** Yes, item 299

**7. Fiscal Impact Estimates:** Preliminary, see item 8.

**8. Fiscal Implications:** The expenditure impact for FY 2023 – FY 2027 cannot be determined as it is unknown if the current or other related health emergencies will exist beyond FY22. At a minimum, the Department of Health has identified \$96,000 in impacts in FY2022, as described below.

The bill would require, “Every employer as defined by § 40.1-2 of the Code of Virginia shall report, for each of its worksites with 30 or more employees, or for any multi-employer worksite with 30 or more combined employees, to the local health department when the worksite has had five or more confirmed cases of the COVID-19 virus. The employer shall make such report within 24 hours of becoming aware of such cases.”

According to § 40.1-2, the definition of "Employer" means an individual, partnership, association, corporation, legal representative, receiver, trustee, or trustee in bankruptcy doing business in or operating within this Commonwealth who employs another to work for wages, salaries, or on commission and shall include any similar entity acting directly or indirectly in the interest of an employer in relation to an employee.” This would be significant increase in the number of reports that VDH anticipates they would receive.

Furthermore, the bill would require that VDH compile these reports and make a weekly report available to the public with the compiled information. To capture and report on this data from all entities, VDH has estimated that a Virginia Outbreak Surveillance System Data

Analyst (contractor) would be necessary in FY2021. The contractor would be responsible for conducting analysis of outbreak data including the development of reports and visualizations for operational internal use or external public facing websites. VDH would contract for this position at an annual rate of \$96,000.

Input from the Department of Labor and Industry has not been provided at this time.

**9. Specific Agency or Political Subdivisions Affected:** The Virginia Department of Health.

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

**11. Other Comments:** None.