



Ohio Legislative Service Commission

Ruhaiza Ridzwan

Fiscal Note & Local Impact Statement

Bill: H.B. 91 of the 130th G.A.

Date: April 22, 2013

Status: As Introduced

Sponsor: Reps. Young and Thompson

Local Impact Statement Procedure Required: No

Contents: To enact the Health Care Freedom Act

State Fiscal Highlights

STATE FUND	FY 2014	FY 2015	FUTURE YEARS
General Revenue Fund			
Revenues	- 0 -	- 0 -	- 0 -
Expenditures	Potential increase	Potential increase	Potential increase

Note: The state fiscal year is July 1 through June 30. For example, FY 2014 is July 1, 2013 – June 30, 2014.

- The provision requiring the Attorney General (AG) to seek injunctive or other appropriate relief regarding any violation specified in the bill would increase the AG's administrative costs. The costs would depend on the number of violations and the scope of each case. Any such costs would be paid from the GRF.

Local Fiscal Highlights

- No direct fiscal effect on political subdivisions.

Detailed Fiscal Analysis

The bill would prohibit a health insurance issuer operating in Ohio from accepting any remuneration, credit, or subsidy related to the federal Affordable Care Act (ACA) from the United States Secretary of the Treasury, that may result in the imposition of penalties against any employer or individual in this state. The federal ACA includes an "individual mandate," which is a requirement that almost all citizens and legal residents of the United States are required to have health insurance coverage or face a penalty for noncompliance beginning in 2014.

The bill provides that if a health insurance issuer violates such restriction, the issuer's license to issue new business in the state would be suspended immediately. The bill specifies that such suspension would remain until the suspended issuer has returned the remuneration, credit, or subsidy to its source and represents that it will decline any such future remuneration, credit, or subsidy.

The bill requires the Attorney General (AG) to seek injunctive and any other appropriate relief as expeditiously as possible to preserve the rights and property of the residents of the state, and to defend as necessary the state, and its officials, employees, and agents, in the event that any law or regulation violating the public policy set forth in the bill is enacted by any government, subdivision, or agency thereof.

Fiscal impact

The requirement that the Attorney General must seek injunctive and any other appropriate relief as expeditiously as possible in the specified circumstances would increase the AG's administrative costs. Any such costs would be paid from the GRF. At this time, the estimated costs are undetermined. The costs would depend on the number of violations and the scope of each case. The bill has no direct fiscal impact on local governments.