

OFFICE OF FISCAL ANALYSIS

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SB-1373

AN ACT REQUIRING THE LICENSURE OF LACTATION
CONSULTANTS.

AMENDMENT

LCO No.: 8631

File Copy No.: 290

House Calendar No.: 597

Senate Calendar No.: 198

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 26 \$	FY 27 \$
Public Health, Dept.	GF - Cost	23,300	None
State Comptroller - Fringe Benefits ¹	GF - Cost	9,500	None
Public Health, Dept.	GF - Potential Revenue Gain	None	Minimal

Note: GF=General Fund

Municipal Impact: None

Explanation

The amendment strikes the underlying bill and its associated fiscal impact.

The amendment creates a Department of Public Health (DPH) certification process for lactation consultants beginning in FY 27, resulting in a cost to the General Fund of \$32,800 in FY 26, and a minimal potential revenue gain to the General Fund beginning in FY 27 (and annual thereafter).

¹The fringe benefit costs for most state employees are budgeted centrally in accounts administered by the Comptroller. The estimated active employee fringe benefit cost associated with most personnel changes is 40.71% of payroll in FY 26.

Primary Analyst: NB
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Reviewer: JS

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The amendment requires DPH to provide a list of approved lactation education and training programs and recommend continuing education requirements. DPH will need to hire a durational half-year, half-time Health Program Associate to accomplish these tasks in FY 26, before certification is in place, resulting in a cost to the agency of \$23,300 in FY 26, with an estimated cost to the Office of the State Comptroller for associated fringe benefits in FY 26 of \$9,500.

The amendment additionally empowers the DPH commissioner to take disciplinary action against a department-certified lactation consultant, which may result in a minimal revenue gain to the General Fund from civil penalties beginning in FY 27. Disciplinary actions available to DPH include imposing a civil penalty of up to \$10,000. The extent of the revenue gain, if any, is dependent on the number of violations and the DPH's discretion regarding civil penalties.

The annualized ongoing fiscal impact identified above would continue into the future subject to the amount of DPH civil penalties.

The preceding Fiscal Impact statement is prepared for the benefit of the members of the General Assembly, solely for the purposes of information, summarization and explanation and does not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.