EXECUTIVE AGENCY
FISCAL NOTE

AGENCY'S ESTIMATES   Date Prepared: April 10, 2023

Agency Submitting: Department of Business and Industry, Division of Industrial Relations

Items of Revenue or Expense, or Both	Fiscal Year 2022-23	Fiscal Year 2023-24	Fiscal Year 2024-25	Effect on Future Biennia
Expense - Personnel (Expense)		$180,987	$249,989	$499,978
Expense - Operating (Expense)		$7,182	$7,565	$15,130
Expense - Information Services (System Enhancements) (Expense)		$31,000		
Expense - Equipment (Expense)		$20,229		
Total	0	$239,398	$257,554	$515,108

Explanation   (Use Additional Sheets of Attachments, if required)

As currently written, BDR 53-1002 (AB441) would have a fiscal impact to the Workers' Compensation Section of the Division of Industrial Relations for the addition of 3 new staff to address the increased workload in section 6 and 9. Section 6 would require 1 Administrative Assistant 2 and Section 9 would require 2 Compliance/Audit Investigator 3 positions. These positions are anticipated to start October 1, 2023, to allow for rules and regulations to be put in place prior to implementation of this bill. There would also be a cost of $31,000 for enhancements needed for the Claims and Regulatory Database System (CARDS) for sections 3 and 7.

1. Section 3 and Section 7 would require the Division to publish quarterly and annual reports of the number of examinations or evaluations conducted by each rating physician or chiropractic physician. The Division has information on rating examinations assigned but not on rating examinations completed. This would require an enhancement to CARDS to allow insurers to report when each examination is completed. This information would also need to be linked to existing data showing which rater had been assigned to do the examination.
2. Section 6 would allow injured workers to request a second disability rating. The average annual number of rating requests processed by the Division from 2018 to 2022 was 5,349. This bill is estimated to increase the number of rating requests by 33%.
3. Section 9 provides that the Division would have no further jurisdiction to issue a determination for a benefit penalty after the 90 days allowed for investigation. The number of benefit penalty complaints received for investigation by the Workers' Compensation Section averaged 230 over the last two calendar years. Current staff can complete 120 benefit penalty investigations per year, leaving an additional 110 to be completed. Since each Compliance Audit/ Investigator 3 can complete 4 investigations per month, 2 additional positions would be needed.

Name	Victoria Carreon
Title	Administrator, Division of Industrial Relations

GOVERNOR'S OFFICE OF FINANCE COMMENTS

The agency's response appears reasonable.

Date	Tuesday, April 04, 2023
Name	Amy Stephenson
Title	Director

Section B1: Summary by GL

Budget Account: 4680 B&I - DIVISION OF INDUSTRIAL RELATIONS

Item No	Description	Actual 2021-2022	Work Program 2022-2023	W04 Year 1 2023-2024	W04 Year 2 2024-2025
EXPENDITURE					
01	**PERSONNEL SERVICES**				
5100	SALARIES	0	0	128,804	179,211
5200	WORKERS COMPENSATION	0	0	3,145	2,957
5300	RETIREMENT	0	0	22,542	31,361
5400	PERSONNEL ASSESSMENT	0	0	711	711
5500	GROUP INSURANCE	0	0	19,713	27,309
5700	PAYROLL ASSESSMENT	0	0	141	141
5750	RETIRED EMPLOYEES GROUP INSURANCE	0	0	4,007	5,700
5800	UNEMPLOYMENT COMPENSATION	0	0	57	0
5840	MEDICARE	0	0	1,867	2,599
	TOTAL FOR CATEGORY 01	0	0	180,987	249,989
04	**OPERATING**				
7020	OPERATING SUPPLIES	0	0	399	399
7022	OPERATING SUPPLIES-B	0	0	60	60
7044	PRINTING AND COPYING - C	0	0	334	334
7045	STATE PRINTING CHARGES	0	0	67	67
7050	EMPLOYEE BOND INSURANCE	0	0	11	11
7054	AG TORT CLAIM ASSESSMENT	0	0	349	349
7285	POSTAGE - STATE MAILROOM	0	0	2,116	2,116
7289	EITS PHONE LINE AND VOICEMAIL	0	0	507	676
7291	CELL PHONE/PAGER CHARGES	0	0	154	154
7296	EITS LONG DISTANCE CHARGES	0	0	457	457
7980	OPERATING LEASE PAYMENTS	0	0	457	457
	TOTAL FOR CATEGORY 04	0	0	4,911	5,080
05	**EQUIPMENT**				
8241	NEW FURNISHINGS <$5,000 - A	0	0	13,878	0
	TOTAL FOR CATEGORY 05	0	0	13,878	0
17	**CARDS CLAIM MGMT SYSTEM**				
7063	CONTRACTS - C	0	0	31,000	0
	TOTAL FOR CATEGORY 17	0	0	31,000	0
26	**INFORMATION SERVICES**				
7073	SOFTWARE LICENSE/MNT CONTRACTS	0	0	344	344
7547	EITS BUSINESS PRODUCTIVITY SUITE	0	0	641	855
7554	EITS INFRASTRUCTURE ASSESSMENT	0	0	925	925
7556	EITS SECURITY ASSESSMENT	0	0	361	361

Item No	Description	Actual 2021-2022	Work Program 2022-2023	W04 Year 1 2023-2024	W04 Year 2 2024-2025
8371	COMPUTER HARDWARE <$5,000 - A	0	0	6,351	0
	TOTAL FOR CATEGORY 26	0	0	8,622	2,485
	TOTAL EXPENDITURES FOR BUDGET ACCOUNT 4680	0	0	239,398	257,554

NEBS130

State of Nevada - Budget Division
Payroll/Position Detail

4/3/23 1:27 PM

2023-2025 Biennium (FY24-25)
W04 ANNUAL PHYSICIAN REPORTS

Section A: Position Detail

Budget Account: 4680 B&I - DIVISION OF INDUSTRIAL RELATIONS

Type	Description	PCN	Class	Gd Step	Add Gd	Anv Mo	St	End	Ret Cd	FTE Actual	FTE WP	FTE Y1	FTE Y2	MI	2023-2024 Salary	Benefits	2024-2025 Salary	Benefits
E225 EFFICIENCY & INNOVATION																		
01 WCS																		
4	COMPLIANCE/AUDIT INVEST 3	000000	11363	35-7	0	10	10-23	6-25	1	0.00	0.00	1.00	1.00	Y SUM	50,020	19,133	69,642	25,791
4	COMPLIANCE/AUDIT INVEST 3	000000	11363	35-7	0	10	10-23	6-25	1	0.00	0.00	1.00	1.00	Y SUM	50,020	19,133	69,642	25,791
4	ADMIN ASSISTANT 2	000000	02212	25-4	0	10	10-23	6-25	1	0.00	0.00	1.00	1.00	Y SUM	28,764	13,917	39,927	19,196
	TOTAL FOR LINE ITEM POSITION GROUP 01									0.00	0.00	3.00	3.00		128,804	52,183	179,211	70,778
	TOTAL FOR DECISION UNIT E225									0.00	0.00	3.00	3.00		128,804	52,183	179,211	70,778
	TOTAL FOR BUDGET ACCOUNT 4680									0.00	0.00	3.00	3.00		128,804	52,183	179,211	70,778

1.1.1.1. Cost Estimate Request to Comply with NV AB 441 (2023)

Issue key	Summary	Agile Points	Estimated Hours	Cost
1	*Title:* Add Rating Panel Fields to Claim Submission Form *Description:* New legislation will require WCS to capture, track and report data on how many ratings each rotating panel medical practitioner completes and how each rating was assigned (there are 3 categories: mutually agreed, court order, and rotating). Method: On the external portal D38 Claim Submission Form, add three (3) new fields to the first block, in a new line after the Death Result of Injury field and before the Benefit Type Periods field. All 3 new fields should become required if/when the Permanent Impairment Percentage field becomes filled. User should not be able to submit the form with any of the new fields blank if the Permanent Impairment Percentage field has been filled. If user attempts to submit without required fields filled, the Invalid Form pop-up should appear and the required field borders should show in red with "[field name] is required." appearing at the bottom of each relevant field (this feature already exists for fields that are currently required on the D38, just need to make sure the same features carry over to new required fields for consistency). First field entitled "Rating Completed Date". Date field. Same format and function as all other date fields in CARDS – MM/DD/YYYY format, can either be typed directly into the field or added from calendar that pops up when user clicks in the field (see existing Death Date field on D38 for example). Second field entitled "Rating Practitioner". Field will be a drop down list of current practitioners. Drop-down will list records pulled from dbo.ClinicalPractitioner – in alphabetical order by LastName, FirstName; include only records where IsActive = '1' and DisciplinaryInactive = '0'. Only last name and first name should appear in the drop-down list. Third field entitled "Rating Assignment Method". Field will be a drop-down list presenting each type of assignment	25	BSA: 73.5 Dev: 110	$31,000.00

method (currently there are 3: Rotating Panel, Mutual Agreement, Court Order). This data must remain consistent across tables, with existing tables. Options in drop-down should be those listed in Name column in existing ref. table (ref.PPDRatingAssignmentMethod), and include only those where IsActive = '1'.

Fields should appear and function identically on the internal portal.

When a D38 Claim Form is updated to include data in the new fields, it should function the same as any other kind of update to currently existing fields – external user should be able to save (but not submit) without entering data in all required fields; once Form is submitted with data in the new fields by external user it should transfer to the internal portal with a ticket number, assigned to Indexing Team for processing, and any new data should be highlighted blue.

The new fields should be applied to all D38 Claim Submission Forms, existing and future. For D38s already in existence, the new fields will all be empty by default (blank on front end, NULL in db), but should be editable to add relevant data if/when applicable.

All 3 fields should be editable, able to update, at any time by both authorized internal and external users.

The new data must be saved/recorded in SQL database. Add 3 new columns to dbo.Claim table:

(1) Rating Completed Date field column entitled "PPDCompleteDate". Date format same as other similarly functioning date fields in the table (i.e., IncidentDate, DeathDate, ClosedDate, ReceivedDate). Default NULL unless data entered.
(2) Rating Practitioner field column entitled "PractitionerID". Instead of name, should appear as ClinicalPractitionerID assigned in db, pull from corresponding column in dbo.ClinicalPractitioner. Default NULL unless data entered.
(3) Rating Assignment Method field column entitled "RatingAssignmentMethodID". Instead of words that appear on front end, should appear as PPDRatingAssignmentMethodID assigned in db, pull from ref.PPDRatingAssignmentMethod. Default NULL unless data entered.

Add data to Claim and PPDRating views (dbo.vClaim, dbo.vPPDRating) via new columns: (1) PPDCompleteDate column should appear in both views same as it appears in dbo.Claim. (2) Practitioner field data should appear in both views in 3 new columns: "PractitionerID" (same as in dbo.Claim and dbo.ClinicalPractitioner), "PractitionerFirstName" and "PractitionerLastName" (pulled from dbo.ClinicalPractitioner FirstName and LastName columns). (3) Rating Assignment field data entitled "RatingAssignmentMethod" (same as Name column in ref.PPDRatingAssignmentMethod). Modify FTP submission format to include the new data.			
TOTAL ESTIMATED COST	**25**	**BSA:73.5** **Dev: 110**	**$31,000.00**

* * * Note that pricing reflects FY2-23 Vendor Rate Schedule, which subject to change in subsequent biennium

EXHIBIT C

ATTACHMENT CC-1
VENDOR RATE SCHEDULE
(7/1/2021 – 6/30/2023)

CapTech Hourly Rates by Classification Title

Classification Title	Hourly Rate
Project Manager	$190.00
Business Systems Analyst	$160.00
User Experience	$160.00
Tester	$145.00
Technical Architect	$230.00
.NET Developer	$175.00
Data Architect	$200.00
Visual Designer	$145.00