

STORAGE NAME: h1943.ed

DATE: April 4, 2000

**HOUSE OF REPRESENTATIVES
AS REVISED BY THE COMMITTEE ON
EDUCATION APPROPRIATIONS
ANALYSIS**

BILL #: HB 1943 (PCB CU 00-04)

RELATING TO: Board of Regents

SPONSOR(S): Committee on Colleges & Universities

TIED BILL(S): None

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:

- (1) COLLEGES & UNIVERSITIES YEAS 5 NAYS 0
 - (2) EDUCATION APPROPRIATIONS
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

Current law authorizes the Board of Regents to provide comprehensive general liability insurance, including professional liability insurance, to University Hospital of Jacksonville and Faculty Clinic, Inc.

According to the University of Florida, the daily operation and organizational structure of University Hospital of Jacksonville and Faculty Clinic, Inc. have been assumed by Shands Jacksonville Healthcare, Inc. as of October 1, 1999.

This bill replaces current statutory references to "University Hospital of Jacksonville and Faculty Clinic, Inc." with "Shands Jacksonville Healthcare, Inc." and authorizes the Board of Regents to provide comprehensive general liability coverage, including professional liability coverage, to Shands Jacksonville Healthcare, Inc.; its not-for-profit subsidiaries and affiliates; and any successor corporation that acts in support of the Board of Regents. This coverage is to be provided from the self-insurance programs that current law authorizes the Board of Regents to adopt.

This bill does not appear to have a fiscal impact on state or local governments.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|------------------------------|-----------------------------|-----------------------------------------|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

B. PRESENT SITUATION:

Section 240.213, F.S., authorizes the Board of Regents to provide comprehensive general liability insurance, including professional liability insurance for health care, to the Board of Regents; its officers, employees, or agents; the students and faculty of any state university; the professional practitioners practicing a profession within or by a state university; any state university; and certain not-for-profit corporations affiliated with a state university that operate in order to benefit a state university in a manner that is consistent with the best interests of the State of Florida. Additionally, s. 240.213, F.S., permits the necessary trust funds in the State Treasury to be established if the Board of Regents adopts a self-insurance program.

Section 240.5135, F.S., authorizes the Board of Regents to provide comprehensive general liability insurance, including professional liability insurance, to University Hospital of Jacksonville and Faculty Clinic, Inc.

According to the University of Florida, the daily operation and organizational structure of University Hospital of Jacksonville and Faculty Clinic, Inc. have been assumed by Shands Jacksonville Healthcare, Inc. as of October 1, 1999.

C. EFFECT OF PROPOSED CHANGES:

This bill replaces current statutory references to "University Hospital of Jacksonville and Faculty Clinic, Inc." with "Shands Jacksonville Healthcare, Inc." This bill also authorizes the Board of Regents to provide comprehensive general liability coverage, including professional liability coverage, to Shands Jacksonville Healthcare, Inc.; its not-for-profit subsidiaries and affiliates; and any successor corporation that acts in support of the Board of Regents. This coverage is to be provided from the self-insurance programs that current law authorizes the Board of Regents to adopt.

D. SECTION-BY-SECTION ANALYSIS:

SECTION 1: Amends s. 240.5135, F.S., in order to replace references to "University Hospital of Jacksonville and Faculty Clinic, Inc." with "Shands Jacksonville Healthcare, Inc." and authorize the Board of Regents to provide comprehensive general liability coverage, including professional liability coverage, to Shands Jacksonville Healthcare, Inc.; its not-for-profit subsidiaries and affiliates; and any successor corporation that acts in support of the Board of

Regents from the self-insurance programs that current law authorizes the Board of Regents to adopt.

SECTION 2: Establishes that this act will take effect upon becoming a law.

III. **FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:**

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. **Revenues:**

This bill does not appear to have a fiscal impact on state revenues.

2. **Expenditures:**

This bill does not appear to have a fiscal impact on state expenditures.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. **Revenues:**

This bill does not appear to have a fiscal impact on local revenues.

2. **Expenditures:**

This bill does not appear to have a fiscal impact on local expenditures.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

This bill does not appear to have a direct economic impact on the private sector.

D. FISCAL COMMENTS:

This bill authorizes the Board of Regents to provide comprehensive general liability coverage to Shands Jacksonville Healthcare, Inc., its not-for-profit subsidiaries and affiliates, and any successor corporation that acts in support of the Board of Regents. Applicable premiums are paid from Faculty Practice Revenues.

IV. **CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:**

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend funds or to take action which requires the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the authority that counties or municipalities have to raise revenues.

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C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not reduce the percentage of a state tax shared with counties or municipalities.

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

VII. SIGNATURES:

COMMITTEE ON COLLEGES & UNIVERSITIES:

Prepared by:

Staff Director:

Daniel Furman

Betty H. Tilton, Ph.D.

AS REVISED BY THE COMMITTEE ON EDUCATION APPROPRIATIONS:

Prepared by:

Staff Director:

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