

NORTH CAROLINA GENERAL ASSEMBLY  
LEGISLATIVE FISCAL NOTE

BILL NUMBER: HB 1091

SHORT TITLE: Workers' Comp Fraud

SPONSOR(S): Representative Lemmond

FISCAL IMPACT:           Expenditures:       Increase ( )       Decrease ( )  
                          Revenues:           Increase ( )       Decrease ( )  
                          No Impact (X)  
                          No Estimate Available ( )

FUND AFFECTED:           General Fund (X)   Highway Fund ( )   Local Fund ( )  
                          Other Fund ( )

BILL SUMMARY: Amends GS 97 -88.2(a) and \_ to increase punishment for insurance fraud -- false representation and related threatening offenses contained in these subsections from Class 1 misdemeanor to Class H felony. Amends G.S. 97-88.3\_ to increase punishment for health care provider offense contained within subsection from Class 1 misdemeanor to Class H felony. Effective for offenses committed on or after October 1, 1996.

EFFECTIVE DATE: October 1, 1996

PRINCIPAL DEPARTMENT(S)/PROGRAM(S) AFFECTED: Department of Correction and Judicial Department

FISCAL IMPACT

	<u>FY</u> 1996-97	<u>FY</u> 1997-98	<u>FY</u> 1998-99	<u>FY</u> 1999-00	<u>FY</u> 2000-01
EXPENDITURES					
TOTAL EXPENDITURES					
STATE FUNDS					
FEDERAL FUNDS					
LOCAL FUNDS		NO	IMPAC		
OTHER FUNDS					
RECEIPTS/FEEES					

POSITIONS: None

ASSUMPTIONS AND METHODOLOGY: After discussions with the Administrative Office of the Courts and the Sentencing and Policy Advisory Commission, the Fiscal Research Division has determined the following:

The Administrative Office of the Courts establishes specific data codes for all offenses, except those committed in very small numbers. There is no data code for the offenses outlined in this bill so the assumption is there are few offenses and limited "court time" or days in court, the

primary cost driver. Therefore, there is no fiscal impact to the Judicial Department.

Consequently, the Sentencing and Policy Advisory Commission also concludes that there would be few offenders under this bill and even fewer convicted and sentenced to prison. Further, North Carolina prison capacity can easily accommodate any small number of inmates sentenced for violation of the laws under this bill. Therefore, there is no fiscal impact to the Department of Correction.

SOURCES OF DATA: Administrative Office of the Courts (Criminal Information System) and the Sentencing and Policy Advisory Commission (PrisonPopulation Projection Model).

TECHNICAL CONSIDERATIONS: None

FISCAL RESEARCH DIVISION

733-4910

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DATE: May 20, 1996

Official  
Fiscal Research Division  
Publication



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