



## HOUSE COMMITTEE ON APPROPRIATIONS

# FISCAL NOTE

HOUSE BILL NO. 1305

PRINTER'S NO. 1427

PRIME SPONSOR: Kinsey

### COST / (SAVINGS)

FUND	FY 2022/23	FY 2023/24
General Fund	\$0	\$0
988 Fund	\$0	\$5.5 million

### SUMMARY:

House Bill 1305 Printer's Number 1427 amends the Act of June 13, 1967, known as the Human Services Code, to add Article XI-A Behavioral Health Crisis Intervention which creates a surcharge and requires payment of the surcharge for each commercial mobile service and IP-enabled voice service.

### ANALYSIS:

This legislation amends the Human Service Code to add Article XI-A Behavioral Health Crisis Intervention, which imposes a surcharge on each commercial mobile or IP-enabled voice service. Beginning on January 1, 2024, the surcharge will be set at 6 cents. This surcharge will be increased annually by a percentage equal to the percentage change in the Consumer Price Index starting on January 1, 2025, and continuing each subsequent year. If there is a decline in the Consumer Price Index, the surcharge will remain the same as the prior year.

The Department of Human Services will provide notice of increase to the surcharge to the Legislative Reference Bureau which will publish the notice in next available issue of the Pennsylvania Bulletin.

The surcharge will be collected by the seller of the commercial mobile or IP-enabled voice service for each retail transaction. The seller must either separately state on the consumer's invoice, receipt, or separately disclose to the consumer the surcharge amount.

On a quarterly basis, each seller is required to collect and remit the surcharge collected for each month of the quarter from each consumer. The seller must make payment to the State Treasurer for deposit into the fund.

Sellers are permitted to retain less than 1.5% of the surcharge collected for administrative costs and no more than 1% for the gross receipts of all surcharges collected.

This legislation establishes the 988 Fund as a separate fund in the State Treasury. Money held in this Fund will be appropriated annually to the Department of Human Services.

Money in the fund includes:

- The remitted surcharge payments.
- Money appropriated by the General Assembly.
- Money from any other public and private source.
- Interest accrued on the fund.

The 988 Fund may only be used for suicide prevention and behavioral health services and implementing regulations or other successor acts. Money in the 988 Fund may not be transferred to any other fund or account for any other purpose.

**FISCAL IMPACT:**

The estimated revenue collected from the 988 surcharge will be approximately \$5.5 million for FY 2023-24. This revenue estimate used the projected number of commercial mobile service and IP-enabled voice service lines subject to the surcharge for January to June 2024. The projected number of service lines subject to the 988 surcharge used historical information available for commercial mobile service and IP-enabled voice service lines subject to the Universal 911 Surcharge and assumes an increase in the number of applicable service lines subject to this surcharge beginning January 1, 2024.

**PREPARED BY:** Mara Perez  
House Appropriations Committee (D)

**DATE:** June 14, 2023

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*