

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3056-01  
Bill No.: HB 955  
Subject: Economic Development Dept.; Licenses - Professional; Health Care  
Type: Original  
Date: January 26, 2004

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
Dietician Fund	\$86,850	\$2,606	\$92,100
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$86,850</b>	<b>\$2,606</b>	<b>\$92,100</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### **FISCAL ANALYSIS**

#### **ASSUMPTION**

Officials from the **Office of State Courts Administrator, Department of Public Safety - Missouri State Highway Patrol** and **Office of State Public Defender** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Office of Prosecution Services** assume any impact associated with this proposal can be absorbed within currently resources.

Officials from the **Department of Corrections (DOC)** state they cannot predict the number of new commitments which may result from the creation of the offenses(s) outlined in this proposal. An increase in commitment depends on the utilization by prosecutors and the actual sentences imposed by the court.

If additional persons are sentenced to the custody of the DOC due to the provisions of this legislation, the DOC will incur a corresponding increase in operational cost through supervision provided by the Board of Probation and Parole (FY 03 average of \$3.15 per offender, per day or an annual cost of \$1,150 per offender per year).

Supervision by the DOC through probation or incarceration would result in some additional costs, but it is assumed the impact would be \$0 or a minimal amount that could be absorbed within existing resources.

ASSUMPTION (continued)

Officials from the **Office of the Secretary of State (SOS)** state this proposal modifies the licensing of dietitians. The Division of Professional Registration could promulgate rules to enact this legislation. Based on experience with other divisions, the rules, regulations and forms issued by the Division of Professional Registration could require as many as 10 pages in the *Code of State Regulations*. For any given rule, roughly one-half again as many pages are published in the *Missouri Register* as are published in the Code because cost statements, fiscal notes and notices are not published in the Code. The estimated cost of a page in the *Missouri Register* is \$23.00. The estimated cost of a page in the *Code of State Regulations* is \$27.00. The actual costs could be more or less than the numbers given. The fiscal impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded and withdrawn. The SOS estimates the cost of this legislation to be \$615 [(10 pp x \$27) + (15 pp x \$23)].

**Oversight** assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process. Any decisions to raise fees to defray costs would likely be made in subsequent fiscal years.

Officials from the **Department of Economic Development (DED) - Division of Professional Registration (PR)** state this proposal creates mandatory licensure for persons who practice or offer to practice dietetics in the State of Missouri.

The Missouri Dietetic Association estimates that there will be approximately 579 applicants for licensure upon passage of this proposal. It is estimated that a \$150 application fee will be charged and a \$150 biennial fee thereafter. A 3% growth rate has also been calculated. It is assumed that all costs can be covered by the board's current appropriation.

**This proposal will increase Total State Revenue.**

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
<b>DIETICIAN FUND</b>			
<u>Income - Department of Economic Development - Professional Registration</u>			
Licensure Fees	<u>\$86,850</u>	<u>\$2,606</u>	<u>\$92,100</u>
<b>ESTIMATED NET EFFECT ON DIETICIAN FUND</b>	<b><u>\$86,850</u></b>	<b><u>\$2,606</u></b>	<b><u>\$92,100</u></b>
<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small businesses that employ dietitians may be impacted by this proposal if the business pays the licensure fees of the employee.

DESCRIPTION

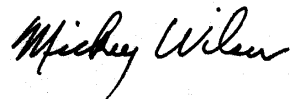
This proposal modifies certain provisions relating to the licensing of dietitians. The proposal: (1) Establishes the Commission on Accreditation for Dietetics Education of the American Dietetic Association as the accrediting body for persons wishing to become licensed dietitians in this state; (2) Creates definitions for "dietetic practice," "dietitian," "licensed dietitian," "medical nutrition therapy," and "registered dietitian"; (3) Places the State Committee of Dietitians within the Division of Professional Registration; (4) Authorizes the committee to assist the division in carrying out the provisions of the Dietitians Practice Act; (5) Requires the committee to approve the licensing examination; (6) Prohibits persons from using the title or holding themselves out as licensed dietitians unless duly licensed by the committee; (7) Exempts from licensure certain persons that do not hold themselves out as being licensed dietitians; and (8) Contains provisions regarding lapsed and inactive licenses.

The proposal contains penalty provisions.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Economic Development -  
    Division of Professional Registration  
Department of Corrections  
Department of Public Safety -  
    Missouri State Highway Patrol  
Office of Prosecution Services  
Office of State Public Defender  
Office of Secretary of State



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Director  
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