

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5035-02  
Bill No.: HB 1568  
Subject: Health Care; Health Care Professionals; Drugs and Controlled Substances;  
Entertainment, Sports and Amusements  
Type: Original  
Date: February 18, 2014

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Bill Summary: This proposal establishes the requirements for certain authorized entities to stock a supply of epinephrine auto-injectors for emergency situations.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

Officials from the **University of Missouri System (UM)** state the proposed legislation could have a significant financial impact to the UM System. The costs for the epinephrine auto-injectors, including storage, maintenance, and general oversight, together with the required initial training and ongoing training at least every two years, could exceed \$100,000.

**Oversight** assumes since the provisions regarding a physician prescribing epinephrine auto-injectors to an authorized entity and that entity acquiring a stock supply of epinephrine auto-injectors are permissive, the UM System would not be required to provide training in the use of the auto-injectors or incur storage, maintenance, general oversight, or training costs.

Officials from the **Columbia/Boone County Department of Public Health and Human Services (DPHHS)** state the DPHHS would incur unknown training costs as a result of this proposal. The proposal requires an employee, agent, or other person who provides or administers an epinephrine auto-injector to successfully complete an anaphylaxis training program prior to providing or administering an epinephrine auto-injector and at least every two years following successful completion of the initial training program. The training must be conducted by a nationally recognized organization experienced in training laypersons in emergency health treatment or other entity or person approved by the Department of Health and Senior Services. Since the training entities are not yet established in regulation, it is impossible to know the cost associated with the training.

**Oversight** assumes since provisions regarding the prescription of epinephrine auto-injectors by a physician to an authorized entity and the acquiring of a stock supply of epinephrine auto-injectors by the authorized entity are permissive, the DPHHS would not be required to provide training in the use of the auto-injectors and, therefore, would not have to incur the training costs.

Officials from **Missouri State University (MSU)** state this proposal would have a negative fiscal impact on MSU, the extent of which cannot be determined and quantified at the present time.

**Oversight** assumes since provisions regarding the prescription of epinephrine auto-injectors by a physician to an authorized entity and the acquiring of a stock supply of epinephrine auto-injectors by the authorized entity are permissive, MSU would not incur the negative impact anticipated.

ASSUMPTION (continued)

Officials from the **Department of Mental Health (DMH)** state the DMH both operates and oversees residential and program facilities in which “allergens capable of causing anaphylaxis may be present”. Because this proposal allows, rather than requires the use of auto-injectors, there should be no fiscal impact arising directly from the legislation.

Officials from the **University of Central Missouri (UCM)** state UCM estimates no fiscal impact as a result of this proposal inasmuch as the options outlined in the proposal are not mandatory, except that if an entity chooses to be involved, it must adhere to training rules and precautions.

Officials from the **Office of Secretary of State (SOS)** state many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The Secretary of State’s office is provided with core funding to handle a certain amount of normal activity resulting from each year’s legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect that additional funding would be required to meet these costs. However, it is also recognized that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain within its core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Officials from the **Joint Committee on Administrative Rules (JCAR)** state the legislation is not anticipated to cause a fiscal impact to JCAR beyond its current appropriation.

Officials from the **Office of State Courts Administrator, the Department of Health and Senior Services, the Department of Social Services - Division of Youth Services, the Office of Administration - Division of General Services, the Boone County Sheriff’s Department, the Columbia Police Department, the Jefferson City Police Department, the Springfield Police Department, the Francis Howell School District, Fulton Public Schools, Lincoln University, Linn State Technical College, Missouri Southern State University, Missouri Western State University, and Northwest Missouri State University** each assume the proposal would not fiscally impact their respective agencies.

FISCAL IMPACT - State Government

FY 2015  
(10 Mo.)

FY 2016

FY 2017

\$0

\$0

\$0

FISCAL IMPACT - Local Government

FY 2015  
(10 Mo.)

FY 2016

FY 2017

\$0

\$0

\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

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

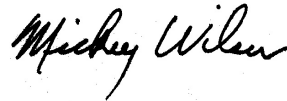
SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Mental Health  
Department of Health and Senior Services  
Department of Social Services -  
    Division of Youth Services  
Joint Commission on Administrative Rules  
Office of Administration -  
    Division of General Services  
Office of Secretary of State  
Columbia/Boone County Department of Public Health and  
    Human Services  
Boone County Sheriff's Department  
Columbia Police Department  
Jefferson City Police Department  
Springfield Police Department  
Francis Howell School District  
Fulton Public Schools  
Lincoln University  
Linn State Technical College  
Missouri Southern State University  
Missouri State University

HWC:LR:OD

SOURCES OF INFORMATION (continued)

Missouri Western State University  
Northwest Missouri State University  
University of Central Missouri  
University of Missouri System



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February 18, 2014

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