

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5717-01
Bill No.: HB 1960
Subject: Health Care; Health Care Professionals; Drugs and Controlled Substances;
Entertainment, Sports and Amusements
Type: Original
Date: March 19, 2014

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

FISCAL SUMMARY

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

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

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
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

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

☐ 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
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

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 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 **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.

Officials at the **Missouri Western State University** assume an impact of \$5,000 to supply and to maintain the drug. There would be an administrative burden due to the required medical training and liability of the person(s) who administer the drug should there be an adverse reaction.

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, Missouri State University and Missouri Western State University would not incur the negative impact anticipated.

ASSUMPTION (continued)

Officials at the **Department of Health and Senior Services**, the **Department of Social Services**, the **Fulton Public School District**, the **Joint Committee on Administrative Rules**, the **Linn State Technical College**, the **Northwest Missouri State University**, the **Office of Administration**, the **Office of State Courts Administrator** and the **University of Central Missouri** each assume there is no fiscal impact to their respective organizations from this proposal.

Officials from the **Office of the 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 SOS 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 that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes 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 with the 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.

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.

Officials at the at the following **health departments**: Audrain County Health Unit, Cass County Health Department, Harrison County Health Department, Henry County Health Center, Jefferson County Health Department, Linn County Health Department, Madison County Health Department, McDonald County Health Department, Miller County Health Center, Morgan County Health Center, Nodaway County Health Center, Platte County Health Department, Randolph County Health Department, Reynolds County Health Center, Ripley County Health Center, Shelby County Health Department, St Francois County Health Center and the Tri-County Health Department did not respond to Oversight's request for fiscal impact.

Officials at the following **schools**: Blue Springs Public Schools, Branson Public Schools, Charleston R-I Schools, Cole R-I Schools, Columbia Public Schools, Fair Grove Schools, Francis Howell Public Schools, Independence Public Schools, Jefferson City Public Schools, Kirksville Public Schools, Kirbyville R-VI Schools, Lee Summit Public Schools, Malden R-I Schools, Malta Bend Schools, Mexico Public Schools, Monroe City R-I Schools, Nixa Public

ASSUMPTION (continued)

Schools, Parkway Public Schools, Pattonville Schools, Raymore-Peculiar R-III Schools, Raytown School District, Sedalia School District, Sikeston Public Schools, Silex Public Schools, Special School District of St. Louis County, Spickard School District, St Joseph School District, St Louis Public Schools, St. Charles Public Schools, Sullivan Public Schools and Warren County R-III School District did not respond to **Oversight's** request for fiscal impact.

Officials at the following **colleges**: Crowder, East Central Community College, Harris-Stowe, Jefferson College, Kansas City Metro Community College, Lincoln University, Moberly Area Community College, Missouri Southern State University, Southeast Missouri State University, State Fair Community College, St. Charles Community College, St. Louis Community College, Three Rivers Community College, Truman State University and the University of Missouri did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

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

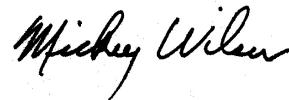
FISCAL DESCRIPTION

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

Columbia/Boone County Department of Health & Human Services
Department of Health and Senior Services
Department of Mental Health
Department of Social Services
Fulton School District
Joint Committee on Administrative Rules
Linn State Technical College
Missouri State University
Missouri Western State University
Northwest Missouri State University
Office of Administration
Office of the Secretary of State
Office of State Courts Administrator
University of Central Missouri



Mickey Wilson, CPA
Director
March 19, 2014

Ross Strobe
Assistant Director
March 19, 2014