

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5162H.03P
 Bill No.: Perfected HCS for HB 2413
 Subject: Health Care; Physicians; Public Health; Physicians; Insurance - Health; Victims of Crime
 Type: Original
 Date: April 17, 2024

Bill Summary: This proposal modifies provisions relating to health care.

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON GENERAL REVENUE FUND | | | |
|--|-------------------|------------------------------------|------------------------------------|
| FUND AFFECTED | FY 2025 | FY 2026 | FY 2027 |
| General Revenue | (\$16,106) | Could exceed (\$19,327) | Could exceed (\$19,327) |
| Total Estimated Net Effect on General Revenue | (\$16,106) | Could exceed (\$19,327) | Could exceed (\$19,327) |

| ESTIMATED NET EFFECT ON OTHER STATE FUNDS | | | |
|---|------------|------------|------------|
| FUND AFFECTED | FY 2025 | FY 2026 | FY 2027 |
| Total Estimated Net Effect on <u>Other State Funds</u> | \$0 | \$0 | \$0 |

Numbers within parentheses: () indicate costs or losses.

| ESTIMATED NET EFFECT ON FEDERAL FUNDS | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2025 | FY 2026 | FY 2027 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE) | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2025 | FY 2026 | FY 2027 |
| | | | |
| | | | |
| Total Estimated Net Effect on FTE | 0 | 0 | 0 |

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

| ESTIMATED NET EFFECT ON LOCAL FUNDS | | | |
|--|----------------|----------------|----------------|
| FUND AFFECTED | FY 2025 | FY 2026 | FY 2027 |
| | | | |
| | | | |
| Local Government | \$0 | \$0 | \$0 |

FISCAL ANALYSIS

ASSUMPTION

Repeals §192.769 - Certain provisions of law relating to mammograms

In response to a previous version, officials from the **City of Kansas City** assumed the proposal would have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

§192.2521 - Specialty hospital forensic examinations of victims of sexual offenses

Officials from the **Department of Health and Senior Services (DHSS)** state the proposed legislation exempts a specialty hospital from the provisions of sections 192.2520 and 197.135 if such hospital has a policy for transfer of a victim of a sexual assault to an appropriate hospital with an emergency department. As used in this section, "specialty hospital" means a hospital that has been designated by the Department of Health and Senior Services as something other than a general acute care hospital.

As a result of the proposed legislation, the Division of Regulation and Licensure, Section for Health Standards and Licensure may experience minor additional work in terms of receiving and processing complaints related to the statute.

It is assumed that the Department can absorb the costs of this bill with current resources. However, if the workload significantly increased or other legislation was enacted, additional resources would be requested through the appropriation process.

Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for DHSS for this section.

§210.030 - Provisions relating to blood tests of pregnant women

In response to similar legislation from the current session (HB 1979), officials from the **Department of Health and Senior Services (DHSS)** stated §210.030.1 of the proposed legislation would increase the number of patient samples that the Missouri State Public Health Laboratory would receive for HIV, syphilis, Hepatitis C, and Hepatitis B testing.

Approximately 4.5% of women are pregnant at any one time so this percentage was used on the total number of female samples received for HIV and syphilis testing in 2023. An additional 500-800 samples a year would be tested for all conditions if this legislation passed. DHSS stated that not all samples come to them, some facilities use private labs to do their prenatal testing.

The estimated number of pregnant females was used in the calculations for HIV, syphilis, Hepatitis C, and Hepatitis B expenses for both screening and confirmatory costs. Confirmatory numbers were based on current trends that are seen for each test.

The cost estimates are based upon the expected number of samples and cost per test with an applied algorithm for testing and confirmation.

HIV (765 samples * \$6.90 per test) + \$216 confirmation testing = \$5,495
Syphilis (585 samples * \$3.00 per test) + \$1,037 confirmation testing = \$2,792
Hepatitis B (500 samples * \$7.52 per test = \$3,760)
Hepatitis C (500 samples * \$10.03 per test) + \$2,265 confirmation testing = \$7,280

The projected total per year would be \$19,327 in additional reagents and kit costs. The cost of reagents will go up each year with an inflation cost of 5% per year. The Missouri State Public Health Laboratory cannot absorb this cost. The workload for performing the additional testing can be absorbed by current staff.

Oversight does not have information to the contrary. Oversight notes this proposal does not have an emergency clause. Therefore, Oversight will reflect the estimates as provided by the DHSS as \$16,106 in FY 2025 and “Could exceed \$19,327” in FY 2026 and FY 2027 due to inflationary costs of the reagents portion of the program expenditures.

In response to similar legislation from the current session (HB 1979), officials from the **Missouri Department of Conservation** assumed the proposal would have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

§376.1240 - Continuous insurance coverage of self-administered hormonal contraceptives

In response to similar legislation from the current session (HB 2190), officials from the **Missouri Consolidated Health Care Plan**, the **Department of Commerce and Insurance**, the **Department of Social Services**, the **Missouri Department of Transportation**, and the **Missouri Department of Conservation** each assumed the proposal would have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

Responses regarding the proposed legislation as a whole

Officials from the **Department of Commerce and Insurance**, the **Department of Social Services**, the **Missouri Consolidated Health Care Plan**, the **Missouri Department of Transportation**, the **Oversight Division**, the **City of O’Fallon**, the **Newton County Health Department**, each assume the proposal will have no fiscal impact on their respective

organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Officials from the **Department of Public Safety (DPS), Missouri Highway Patrol (MHP)** defer to the Missouri Department of Transportation (MODOT)/MSHP Healthcare Board for an impact statement for the potential fiscal impact of this proposal.

Oversight notes DPS/MHP’s deferral to the MoDOT/ MSHP Healthcare Board for a statement of fiscal impact; for fiscal note purposes, Oversight assumes no fiscal impact for DPS/MHP.

Oversight only reflects the responses received from state agencies and political subdivisions; however, other cities, local public health agencies and hospitals were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

| <u>FISCAL IMPACT – State Government</u> | FY 2025 (10 Mo.) | FY 2026 | FY 2027 |
|--|--------------------------|--|--|
| | | | |
| GENERAL REVENUE FUND | | | |
| | | | |
| <u>Costs – DHSS/MSPHL (§210.030)</u> Additional testing supplies p. 3-4 | (\$16,106) | <u>Could exceed</u> (\$19,327) | <u>Could exceed</u> (\$19,327) |
| | | | |
| ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND | <u>(\$16,106)</u> | <u>Could exceed</u> <u>(\$19,327)</u> | <u>Could exceed</u> <u>(\$19,327)</u> |

| <u>FISCAL IMPACT – Local Government</u> | FY 2025 (10 Mo.) | FY 2026 | FY 2027 |
|---|---------------------|-------------------|-------------------|
| | | | |
| | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| | | | |

FISCAL IMPACT – Small Business

Small business mammography facilities may have a minimal savings on administrative expenses as a result of this proposal. (§192.769)

Certain small medical and laboratory businesses would be impacted by this proposal. (§210.030)

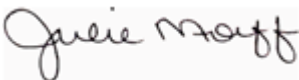
FISCAL DESCRIPTION

If a mother tests positive for syphilis, hepatitis B, hepatitis C, or HIV, or any combination of such diseases, the physician or person providing care shall administer treatment in accordance with the most recent accepted medical practice. The Department of Health and Senior Services shall make such rules pertaining to such tests as shall be dictated by accepted medical practice, and tests shall be of the types approved or accepted by the United States Food and Drug Administration. (§210.030)

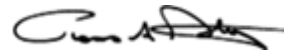
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Commerce and Insurance
Department of Health and Senior Services
Department of Public Safety, Missouri Highway Patrol
Department of Social Services
Missouri Consolidated Health Care Plan
Missouri Department of Conservation
Missouri Department of Transportation
Oversight Division
Newton County Health Department
City of Kansas City
City of O'Fallon



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April 17, 2024



Ross Strobe
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April 17, 2024