

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1358-02
Bill No.: HCS for HB 635
Subject: Health Care; Health Department; Health, Public; Medical Procedures and Personnel
Type: Original
Date: April 10, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
General Revenue	(\$69,019)	(\$79,466)	(\$81,505)
Total Estimated Net Effect on <u>All</u> State Funds	(\$69,019)	(\$79,466)	(\$81,505)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Elementary and Secondary Education**, the **Department of Mental Health**, the **Department of Public Safety - Capitol Police**, the **Department of Public Safety - Veterans' Commission**, and the **Department of Social Services** assume this proposal would not fiscally impact their agencies.

Officials from the **Department of Health (DOH)** state that one Consultant Community Health Nurse (CCHN) would be required to establish the DOH program, to develop for adoption a blood-borne pathogen standard governing occupational exposure of public employees to blood and other potentially infectious materials, and to develop the department's written exposure control plan. The CCHN would be responsible for collecting and recording the required data on exposure incidents in the sharps injury log, assessing engineering, administrative, or work practice controls to prevent such incidents/injuries, to train department staff, and lead the evaluation committee. The CCHN would develop additional measures to prevent sharps injuries or exposure incidents, compile and maintain a list of needleless systems and sharps with engineered sharps injury protection, and prepare the annual report on the use of needle safety technology as a means of reducing needlestick injuries and to place the report on the Department's internet site.

The **Department of Corrections (DOC)** and the **Department of Public Safety - Missouri State Highway Patrol (MHP)** officials did not respond to our fiscal impact request. However, in responding to a similar proposal from the current session DOC and MHP assumed no fiscal impact to their agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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GENERAL REVENUE FUND

Costs - Department of Health

Personal services (1 FTE)	(\$41,974)	(\$51,628)	(\$52,918)
Fringe benefits	(\$13,990)	(\$17,208)	(\$17,638)
Expense and equipment	<u>(\$13,055)</u>	<u>(\$10,630)</u>	<u>(\$10,949)</u>
Total <u>Costs</u> - Department of Health	<u>(\$69,019)</u>	<u>(\$79,466)</u>	<u>(\$81,505)</u>

**ESTIMATED NET EFFECT ON
 GENERAL REVENUE FUND**

	<u>(\$69,019)</u>	<u>(\$79,466)</u>	<u>(\$81,505)</u>
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FISCAL IMPACT - Local Government

FY 2002
(10 Mo.)

FY 2003

FY 2004

\$0

\$0

\$0

FISCAL IMPACT - Small Business

Small businesses would expect to be fiscally impacted to the extent they may incur additional administrative expenses and loss of revenue as a result of the requirements of this proposal.

DESCRIPTION

This proposal would require the Department of Health to adopt a blood-borne pathogen standard governing the occupational exposure of public employees to blood and other potentially infectious materials. The proposal would: (1) require the department to develop a standard that meets the standard developed by the Occupational Safety and Health Administration (OSHA). The standard would be adopted no later than February of 2002. The standard would include a requirement that the most effective available needleless system and sharps with engineered sharps injury protection be included as engineered and work practice controls. In certain circumstances, engineering controls would not be required; (2) define the terms "public employee," "employer," and "frontline health care worker"; (3) exempt the use of a drug or biologic that is pre-packaged or used in a pre-filled syringe from the blood-borne pathogen standard. This exemption would expire on June 1, 2004; (4) specify the requirements for the sharps injury log; (5) require the establishment of an evaluation committee and would specify the members, qualifications, and duties of the committee; (6) require the department to compile and maintain a list of needleless systems and sharps with engineered sharps injury protection; (7) require the department to issue an annual report on the use of needle safety technology to the Governor, State Auditor, President Pro Tem of the Senate, Speaker of the House of Representatives, and the Technical Advisory Committee on the Quality of Patient Care and Nursing Practices by February 1 of each year. The report would be available to the public on the department's web site by February 15 of each year; (8) require persons to report a suspected violation; and (9) subject an employer to a reduction or loss in state funding for violating provisions of the substitute.

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 Health
Department of Mental Health
Department of Social Services
Department of Elementary and Secondary Education
Department of Public Safety - Capitol Police
Department of Public Safety - Veterans' Commission

**NOT RESPONDING: Department of Corrections and Department of Public Safety -
Missouri State Highway Patrol**



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Director

April 10, 2001